

**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:47 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

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Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)



**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:51 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

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FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** **10:00 AM**  
**LOCATION:** **643 LOB**  
**COMMENTS:** **Representative Brown is presiding.**

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

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This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

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Meeting to approve the Abortion rules

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**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

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Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Britt, Christy](#); [Granger, Jon](#); [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Thursday, September 17, 2015 9:00:00 AM  
**End:** Thursday, September 17, 2015 12:00:00 PM  
**Location:** OAH office

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RP Industrial & Analytical Rules  
Abortion Rules

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#)  
**Subject:** Hospital LRA - Review  
**Attachments:** [2015\\_apphl\\_hldata - Final - Blank Copy.doc](#)  
[2015\\_apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlnhsupp\].doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlonly\].doc](#)

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If we forgot to include anyone please forward this meeting to them.

Jodi & Sandra

---

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**Subject:** Hospital LRA - Review  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)

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We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

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**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
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[2015 apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl\\_cover\\_ltr \[hlnhsupp\].doc](#)  
[2015 apphl\\_cover\\_ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

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Patsy

These meetings are more productive when planning staff have reviewed the applications and identified critical changes. It is non

---

From: Conley, Azzie on behalf of Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 5:16:40 PM  
To: Yakaboski, Greg; Frisone, Martha  
Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
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We will add Amsu's to this meeting.

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[2015 apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
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To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

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**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
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[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Canceled: RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office  
**Importance:** High

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

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**From:** [Sholar, Adam](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 7:00:47 AM

---

thanks

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; McKillip, Matthew <Matt.McKillip@dhhs.nc.gov>  
**Subject:** Fw: no objections~

FYI.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [jeff.hyde@aestheticimages.net](mailto:jeff.hyde@aestheticimages.net); [currinm@campbell.edu](mailto:currinm@campbell.edu); [jh@hgmlawnc.com](mailto:jh@hgmlawnc.com); [whitakerfarm@northstate.net](mailto:whitakerfarm@northstate.net); [garth.dunklin@bassdunklin.com](mailto:garth.dunklin@bassdunklin.com); [Stephsimpson13@gmail.com](mailto:Stephsimpson13@gmail.com); [achoi@allen-pinnix.com](mailto:achoi@allen-pinnix.com); [Jeanette.k.doran@gmail.com](mailto:Jeanette.k.doran@gmail.com); [rcwalker4@rc-walker.com](mailto:rcwalker4@rc-walker.com); [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Bethany Burgon](#); [Johnson, Joel L](#)  
**Subject:** Agency rebuttal comments to comments submitted for permanent rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 4:27:02 PM  
**Attachments:** [RRC Comment Response.pdf](#)

---

Good afternoon Commissioners and Ms. May,  
Attached please find the Department of Health and Human Services, Division of Health Service Regulation's response to comments received by the N.C. Rules Review Commission regarding proposed revisions to 10A NCAC 14E, Certifications of Clinics for Abortion, that are on the agenda for consideration by the Commission at tomorrow's meeting.

Regards,

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:17:11 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

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**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** for your review  
**Date:** Wednesday, September 16, 2015 12:38:09 PM  
**Attachments:** [RRC comment Response.doc](#)  
**Importance:** High

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Azzie,

Ok, check out the letter. I revised the 1<sup>st</sup> paragraph because Joel had the comments coming to us, not to RRC. He also said there was a required comment period, which was wrong. I also added something to the last paragraph. I thought we should attach the revised rule. They will also have it but it won't hurt for us to do it anyway. (I saw we did it on another response letter...I am cheating!) I have not seen Drexdal yet but will snag him to sign once you give the go ahead.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Rules\\_Oah](#)  
**Cc:** [May, Amber Cronk](#); [Pratt, Drexdal](#); [Johnson, Joel L](#); [Conley, Azzie](#)  
**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 9:30:01 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Re: technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 9:27:28 PM

---

Thank you Amber! I will probably just email them to you all tomorrow and then bring the hard copies later on with the RP rules. Thank you for all of your assistance.  
Nadine

Sent from my iPhone

On Sep 10, 2015, at 7:23 PM, May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)> wrote:

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor

things:

10A NCAC 14E .0109

- <!--[if !supportLists]-->• <!--[endif]-->Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” Done
- <!--[if !supportLists]-->• <!--[endif]-->Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed. Section makes sure application is filled out in entirety, fee is paid pursuant to statute.

10A NCAC 14E .0111

- <!--[if !supportLists]-->• <!--[endif]-->In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”

10A NCAC 14E .0305

- <!--[if !supportLists]-->• <!--[endif]--> In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the

various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** replacement rule 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 2:27:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0111-3.doc](#)

---

Amber,

We found an error in one of the technical change rules I had sent you earlier for the abortion rules (10A NCAC 14E). Please replace this revised version (attached) for rule .0111 with the one sent earlier. To help you distinguish, this file name has a -3 in the name. We forgot to delete a second "authorized" in the rule.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments to Abortion Facility Regulations  
**Date:** Tuesday, September 08, 2015 5:12:44 PM  
**Attachments:** [Rules Review Commission Comments.pdf](#)

---

Fyi, additional comments submitted to RRC. This is the same as the other comments submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments to Abortion Facility Regulations

**From:** Melissa Reed [<mailto:melissa.reed@ppsat.org>]  
**Sent:** Tuesday, September 08, 2015 4:11 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments to Abortion Facility Regulations

Hello,

Please see attached out comments regarding the proposed rules on certifications of clinics for abortion.

Respectfully,

Melissa Reed

--

Melissa L. Reed, Esq.  
VP of Public Policy, Planned Parenthood South Atlantic  
Executive Director, Planned Parenthood Votes! South Atlantic  
Mobile: [919-924-1520](tel:919-924-1520)

---

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by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.



**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 12:48:11 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15 final.docx](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104-1.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201-1.doc](#)  
[RRC 10A NCAC 14E .0202-1.doc](#)  
[RRC 10A NCAC 14E .0206-1.doc](#)  
[RRC 10A NCAC 14E .0207-1.doc](#)  
[RRC 10A NCAC 14E .0302-1.doc](#)  
[RRC 10A NCAC 14E .0303-1.doc](#)  
[RRC 10A NCAC 14E .0305-1.doc](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)  
[RRC 10A NCAC 14E .0307-2.doc](#)  
[RRC 10A NCAC 14E .0308-2.doc](#)  
[RRC 10A NCAC 14E .0309-1.doc](#)  
[RRC 10A NCAC 14E .0310-1.doc](#)  
[RRC 10A NCAC 14E .0311-1.doc](#)  
[RRC 10A NCAC 14E .0313-1.doc](#)  
[RRC 10A NCAC 14E .0315-1.doc](#)

---

Hi Amber,

Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 8:39:11 AM

---

Thank you. Just as long as you are there (and with me on Sept. 17<sup>th</sup>) that is what is important!! Btw- Amber said they have a security plan in place in case of protesters, etc next week. I told her I plan on getting there early, like 8:30 to get a seat and parking spot. The RPC rules are the next thing on the agenda so that is great for me, I won't have to stay too long after your rules. I may just go right there from home since I live so close. No sense coming in the office to turn around and go right there.

---

**From:** Conley, Azzie  
**Sent:** Friday, September 11, 2015 8:30 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you. Also, I will be out of town for work September 20 – 23, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 11, 2015 8:15 AM  
**To:** Conley, Azzie  
**Subject:** FW: technical changes for AB rules 10A NCAC 14E

Fyi- we are good to go!!!!!! I will submit the rules to OAH this morning and take them there either this afternoon if the RP rules are finished or first thing Monday on my way to the office.

Thank you for all of your help with this.

Next hurdle will be looking at Joel's response to the comments for RRC.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 7:24 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor things:

10A NCAC 14E .0109

- Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” **Done**
- Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed.  
**Section makes sure application is filled out in entirety, fee is paid pursuant to statute.**

10A NCAC 14E .0111

- In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring **adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”**

10A NCAC 14E .0305

- In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Some notes  
**Date:** Tuesday, September 08, 2015 5:45:30 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15-2.docx](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)

---

Azzie,  
Margaret Currin, one of the RRC Commissioners (used to be the Chairman) has some additional questions regarding the abortion rules. We will have to respond to these additional questions like they are technical changes/requests. I have added them to the technical change document under each rule and attempted to respond to them. Please review, make sure what I added was correct and add if needed. I am attaching a revised technical change response document and also a revised .0306 since I made a change to that rule. I also put these documents in the drop box if it is easier for you to find them there.

This seems like it never ends, does it?

Thanks.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:08 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Some notes

Hi Nadine,

I haven't had an opportunity to review these yet, but please see the additional comments from Commissioner Currin.

Please let me know if you have any questions or need any additional assistance.

Thank you,

Amber

---

**From:** Currin, Margaret P. [<mailto:currinm@campbell.edu>]  
**Sent:** Tuesday, September 08, 2015 4:00 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Some notes

Hi, Amber. A few questions (some for my own edification) on the HHS-DHS Regs.

10A NCAC 14E .0111

Line 14—"shall be considered"—Considered for what? I assume this is saying that an inspection shall be conducted whenever its purpose is to determine whether the clinic is compliance with the rules . . . or whenever there is reason to believe that it isn't.

Lines 19 and 20—I assume that “within 10 business days of receipt” is days of receipt of the notification of the deficiencies. Would including clarification of receipt of what help?

10A NCAC 14E .0306

Line 4—“must” or “shall”?

Line 17—“that” instead of “which”

10A NCAC 14E .0307

(c)—What is an “adequate number”? How is it determined?

(d)—At least one RN? I guess when (c) and (d) are read together, additional meaning is provided?

10A NCAC 14E .0310

(c)—The clinic has to have a written agreement with a nearby hospital to transfer emergency cases. But if they’ve tried to contract with such a facility and have failed, they are still in compliance?????

MPC

Margaret Person Currin  
Professor of Law & Externship Director  
Campbell University School of Law  
225 Hillsborough Street, Suite 432  
Raleigh, NC 27603

VOX: 919-865-4683

FAX: 919-865-5885

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities  
**Date:** Tuesday, September 08, 2015 5:17:39 PM  
**Attachments:** [RRC comments 2015 FINAL.pdf](#)

---

Fyi, these are additional comments submitted to the RRC on the abortion rules. Please note: These are different comments than what has been submitted in the prior comments.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:06 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

[These are different comments.](#)

---

**From:** Heather Shumaker [<mailto:hshumaker@prochoice.org>]  
**Sent:** Tuesday, September 08, 2015 5:00 PM  
**Subject:** Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

Dear Rules Review Commission Staff,

Please find attached written comments on the proposed amendments regarding the licensing of abortion facilities. Please feel free to contact me with any questions.

Best Regards,

Heather D. Shumaker, JD \*  
State Policy Director  
National Abortion Federation  
1660 L Street, NW, Suite 450  
Washington, DC 20036  
[hshumaker@prochoice.org](mailto:hshumaker@prochoice.org)  
[202.667.5881 ext 220](tel:202.667.5881)  
[www.prochoice.org](http://www.prochoice.org)

\*Admitted to the New York Bar

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on Rules for abortion clinics  
**Date:** Tuesday, September 08, 2015 5:13:35 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)  
[image006.png](#)  
[image007.png](#)  
[Provider Comments for Rules Commission- Bryant.docx](#)

---

Fyi, another comment submitted to the RRC on the abortion rules. This is the same comment like the others submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on Rules for abortion clinics

---

**From:** Bryant, Amy [[mailto:amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)]  
**Sent:** Tuesday, September 08, 2015 4:36 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments on Rules for abortion clinics

Dear Ms. May,

Please see below my concerns regarding proposed rules on certifications of clinics for abortion. These comments are also attached here.

Thank you very much.

Sincerely,

Amy Bryant

**Amy Bryant, MD, MSCR** | Assistant Professor  
Division of Family Planning, Department of Obstetrics & Gynecology  
University of North Carolina School of Medicine

3020 Old Clinic Building, CB 7570  
Chapel Hill, NC 27599-7570

Office: 919-962-4880 | Fax: 919-843-6691  
Appointments: 919-843-5633

[amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)



<http://www.med.unc.edu/obgyn/>



September 8, 2015

**Via electronic mail**

Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As an obstetrician/gynecologist, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. Misunderstandings about rules could make it difficult to care for patients in the safest and most appropriate ways.

I am specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is my understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, I believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

I am concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so I respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Amy Bryant", followed by a stylized flourish.

Amy Bryant, MD, MSCR | Assistant Professor  
University of North Carolina School of Medicine

---

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**From:** [Rulescoordinator, Dhsr](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexda](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:56:18 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

This abortion rules comment was also sent to the Rules Coordinator email address.

---

**From:** Genevieve Scott [mailto:gscott@reprorights.org]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk  
**Cc:** Rulescoordinator, Dhsr  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment on Rules Filed by DHHS  
**Date:** Tuesday, September 08, 2015 11:05:50 AM  
**Attachments:** [NARAL Comment on DHHS Rules.pdf](#)

---

Fyi, another comment from RRC on the AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 11:04 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment on Rules Filed by DHHS

**From:** Chavi Koneru [<mailto:chavi@prochoicenc.org>]  
**Sent:** Tuesday, September 08, 2015 11:02 AM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment on Rules Filed by DHHS

Hi Amber,

I got your contact information from Susanna Birdsong at the ACLU.

I am attaching a comment letter that I would like to submit, on behalf of NARAL, relating to the rules filed by DHHS. There are a couple of others who are also submitting letters (or may have already). I just wanted to make sure that it was alright to send you our comments and that you would be willing to share them with all the Commissioners. Please let me know if we should be sending this information to someone else.

Thanks for your help,

Chavi

--

Chavi Khanna Koneru  
Policy Analyst and Operations Coordinator  
NARAL Pro-Choice North Carolina  
Office phone: (919) 908-8930  
Messages: (919) 908-9321

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:52:53 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

Fyi, another comment submitted to RRC on the abortion rules.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 2:31 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E

---

**From:** Genevieve Scott [<mailto:gscott@reprorights.org>]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Rulescoordinator, Dhsr <[dhsr.rulescoordinator@dhhs.nc.gov](mailto:dhsr.rulescoordinator@dhhs.nc.gov)>  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Lewis, Steven](#)  
**To:** [Conley, Azzie](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:56:52 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment for section 10A NCAC 14E .0311  
**Date:** Tuesday, September 08, 2015 10:54:42 AM  
**Attachments:** [93BB64C5-057D-41DB-8FFF-FDD657894209\[6\].png](#)  
[Provider Comment MLZ 9.7.15.docx](#)

---

Fyi, additional comment RRC received for AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 9:40 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment for section 10A NCAC 14E .0311

[Same with this one.](#)

---

**From:** MATTHEW ZERDEN [<mailto:MZERDEN@wakemed.org>]  
**Sent:** Monday, September 07, 2015 10:41 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment for section 10A NCAC 14E .0311

Hi,

Please see the attached letter.

Thank you for your consideration. Please let me know if you have any additional questions,

**Matthew L. Zerden, MD, MPH**

OB Hospitalist,

WakeMed North Family Health & Women's Hospital

Ph: (919) 350-8000

[MZerden@WakeMed.Org](mailto:MZerden@WakeMed.Org)



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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rule technical changes  
**Date:** Monday, September 07, 2015 11:41:24 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Hi Azzie,

So much for not working on a holiday! I went through Steve's comments on the AB technical change request document and saw the things you addressed. I found some additional items that need to be addressed and highlighted them in yellow for you on this updated response document. I also put some comments in green to you. The other stuff on the document I took care of for changing the rule and I responded in blue font to send back to Amber. I also put a refreshed version of all the rules in the AB dropbox on the S drive. Please look at all the changes I made to double check me and make sure you are ok with them. I also put the revised response document in the dropbox too. I would like to send Amber the revised rules and the response to the technical changes on Wednesday so she has time to review them and give us time to address any further questions/rule changes after she looks at it.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [May, Amber Cronk](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Technical Change Requests  
**Date:** Friday, August 28, 2015 12:03:42 PM  
**Attachments:** [DHHS- DHSR Technical Changes September 2015.docx](#)

---

Hi Nadine,

I hope that all is well. Please find attached technical change requests for the Rule submitted for RRC review at their September 17, 2015 meeting.

As always, please let me know if you have any questions or concerns with any of my requests.

Thank you,

Amber Cronk May  
Rules Review Commission Counsel  
Office of Administrative Hearings – Rules Division  
919-431-3074

---

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**From:** [Jones, Duane](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hospital Check List  
**Date:** Tuesday, August 25, 2015 4:57:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

Are you talking about a blank initial hospital state licensure list? If so I have attached it.

D.

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 4:52 PM  
**To:** Jones, Duane  
**Subject:** RE: Cecilia Boone

Do you have the survey checklist used for SBH Leland?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones, Duane  
**Sent:** Tuesday, August 25, 2015 4:44 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; DHSR.AcuteHomeCare <[DHSR.AcuteHomeCare@dhhs.nc.gov](mailto:DHSR.AcuteHomeCare@dhhs.nc.gov)>  
**Subject:** RE: Cecilia Boone

Congratulations! I wish you the best of luck and great success!

Duane

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 3:45 PM  
**To:** DHSR.AcuteHomeCare  
**Cc:** Conley, Azzie  
**Subject:** Cecilia Boone

*Please join with me in extending congratulations to Cecilia Boone! She has accepted a position with the DSOF and will be resigning on September 17, 2015. Cecilia has done outstanding work as a consultant with the Acute Team and will be missed. Congratulations to Cecilia in her new endeavor!*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules technical changes  
**Date:** Friday, August 28, 2015 6:11:03 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15.docx](#)  
**Importance:** High

---

Hi Azzie,

I have worked on the AB rules technical changes we received from Amber today. I have put all the revised rules in the rules Drop Box Abortion rules folder on the S drive so you can see what I have done. One rule (.0109) I did not make any revisions to, but I included it in there in case you wanted to make any changes to the rule. Amber sent technical changes on 19 of the 20 rules.

What I did on this response document (attached) is I responded to each request she sent using [blue](#) font. If I revised the rule, you will see a "done" or "deleted" or something to that effect beside the comment. If there was something I had no clue over, I put ??? in there for you to address. I also may have left you a note asking if you wanted me to change something or not. I attempted to answer some of the requests/questions that I felt comfortable doing, but don't get too excited, there weren't that many!

Please add to the response document, continuing in the same [blue](#) font so Amber can easily see our responses when I send this back to her. Just send me the response document back with your revisions as well as any rule revisions. Or if you want to put any of your rule revisions back in the drop box rather than email them to me that is fine, just let me know. I would like to send these to Amber by the end of next week if possible in case she has additional questions.

Give me a call if you need me, you know how to find me!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** adoption approval  
**Date:** Monday, July 20, 2015 5:05:28 PM  
**Attachments:** [AdoptionApproval7-20-15.pdf](#)

---

Azzie,

The abortion rules have been adopted by Drexdal. See attached. I will work on the paperwork for submitting the rules to the RRC. The deadline is 8/20/15, but my target is sometime this week so they don't sit on my desk.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#)  
**Cc:** [Carraway, Shelley](#); [Conley, Azzie](#); [Craddock, Amy D](#); [Dickson, Tom E](#); [Frisone, Martha](#); [Bennett, Paige](#); [Cogswell, Betty](#); [Fisk, Kelli](#); [Mclamb, Sandra](#); [Brown, Elizabeth](#); [Cogswell, Betty](#)  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals  
**Date:** Monday, July 20, 2015 3:19:51 PM  
**Attachments:** [2016 License Renewals.xlsx](#)

---

Attached is a copy of the proposed LRA printing schedule for 2016 renewals.

Please note this is subject to change based on when all the changes have been completed and approved.

This week we will be setting up meetings and sending out invitations to all who need to attend these meetings to discuss changes on the LRAs. Please look out for them and let us know if we've missed anyone.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-715-4413  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www.ncdhhs.gov.dhsr](http://www.ncdhhs.gov.dhsr)

---

**From:** Yakaboski, Greg  
**Sent:** Wednesday, July 15, 2015 4:15 PM  
**To:** Brown, Elizabeth  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett, Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Thanks Elizabeth. Sounds good.

Jodi showed me this years proposed LRA schedule and I believe the date that was in there was August 18<sup>th</sup> for changes. The dates are subject to change. Jodi will be emailing out a copy of that proposed schedule.

Greg

---

**From:** Brown, Elizabeth  
**Sent:** Wednesday, July 15, 2015 2:54 PM  
**To:** Yakaboski, Greg  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett,

Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra

**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Greg,

At this time, I do not have or know of any hospice recommended changes to the hospice data collection portion of the hospital LRA. However, I am not scheduled to meet with representatives from the hospice industry until July 28, 2015. It is possible that something could come out of discussions on that day. I will keep you posted.

Regards,

Elizabeth K. Brown

N.C. Department of Health and Human Services

Planner, Healthcare Planning and Certificate of Need - Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

Phone: 919-855-3865

Fax: 919-715-4413

[elizabeth.brown@dhhs.nc.gov](mailto:elizabeth.brown@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** Yakaboski, Greg

**Sent:** Wednesday, July 15, 2015 1:59 PM

**To:** Craddock, Amy D; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Fisk, Kelli

**Cc:** Stanford, Jodi E; Cogswell, Betty; Mclamb, Sandra; Frisone, Martha

**Subject:** LRA's Hospitals and Mental Health Hospitals

To the Planning Team,

I will be out of the office the week of July 27<sup>th</sup> and August 3<sup>rd</sup>.

Amy and Tom,

Sounds like you both anticipate the need for some changes/updates in the LRA's for Hospitals and Mental Health Hospitals. Question- when do you think you could write down your proposed changes/updates to both LRA's? After you have your proposed changes written down would it be helpful to look over those proposed changes together?

Elizabeth and Paige,

Do either of you have, or know of, any proposed changes/updates to the LRA's for either the Hospitals and/or the Mental Health Hospitals? If yes, same questions as above.

I will be sending a separate email to Azzie letting her know that we anticipate having some changes/updates to the above referenced LRA's and also asking who she would like for us to contact in her Section on this issue. Is anyone aware of any other stakeholders involved in the LRA's for Hospitals and Mental Health Hospitals whom we should contact and bring in on this years LRA's?

Thanks,  
Greg

Gregory F. Yakaboski  
Assistant Chief, Healthcare Planning and Certificate of Need Section- Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
Phone # (Office) 919-855-3873  
[Greg.yakaboski@dhhs.nc.gov](mailto:Greg.yakaboski@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** hx note changed  
**Date:** Thursday, July 16, 2015 10:52:04 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

I changed the hx note to .0101 on AB rule to reflect the new part of statute. See attached. Also, I put the effective date on all the rules. I did that after I sent the rules to you. I know you trust me that I did that. ☺ I will send you a copy what we submit to RRC.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised history note for rules  
**Date:** Wednesday, July 15, 2015 10:08:45 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi Azzie,

I revised the history notes for those 2 AB rules (.0111 and .0306) by adding the GS and attached them for you to look at. (they are also in the drop box—I overwrote the older version). For rule .0101, I had put the new SL in the statute rather than the GS. My thoughts were that although “qualified physician” is defined in the new addition of (g) to the statute from the law, maybe we should put the SL down since that term is used with additions to other parts of the statute from the law as well. Your thoughts on the history note for rule .0101? (attached)

The other thought is Amanda and Amber at RRC didn’t say anything about us adding the SL to the hx note when they looked at .0101. I feel certain they will comment or ask us to add/delete to the history note if we have not done it correctly.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#); [May, Amber Cronk](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** rule for review  
**Date:** Friday, July 10, 2015 3:16:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi,

As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for "qualified physician" so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised definition rule  
**Date:** Friday, July 10, 2015 2:35:12 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Azzie,

Here is the revised AB definition rule we talked about. I added in the history note, the new SL. Did you want me to add this SL to the revised rules .0111 and .0306 as well? (those are the two I made the minor changes to based on the review I did in checking them against the current rule language).

Before I have Drexdal approve them all, I will send you them (or put them in the drop box, whichever you prefer) to review one more time to be sure you agree with the version that I have is what we are going forward with.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules  
**Date:** Monday, July 13, 2015 10:21:05 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[RRC 10A NCAC 14E .0303.doc](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)  
[RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0307.doc](#)  
[RRC 10A NCAC 14E .0308.doc](#)  
[RRC 10A NCAC 14E .0309.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0311.doc](#)  
[RRC 10A NCAC 14E .0313.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)

---

Good morning Azzie,

These are the version of the Abortion rules that I have for submitting to the RRC. I have also put them in the rules drop box on the S drive in case you don't want to download these and view these or open them up individually. Please let me know if you are ok with the text on these rules and the changes to the rules that have the changes in them.

My only question is, for rules .0111 and .0306, do you want to add the new SL to the history note or did you want to just add GS. 14-45.1(a1)? I think we could go either way since the SL is amending that statute and just adding that part to the GS that would pertain to the rule). Let me know and I will add it.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules revisions  
**Date:** Thursday, June 25, 2015 4:06:59 PM  
**Attachments:** [RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)  
[15a ncac 18a .1301.pdf](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)

---

Hi Azzie,

I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexdal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexdal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Abortion rules  
**Date:** Tuesday, June 16, 2015 9:50:33 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101.doc](#)

---

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** SL 2015-62  
**Date:** Monday, June 15, 2015 6:02:58 PM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Goodman, Jesse](#)  
**To:** [Pratt, Drexdal](#); [Conley, Azzie](#); [Ouimet, Cheryl](#); [Christian, Patsy](#)  
**Subject:** New Abortion Language  
**Date:** Wednesday, May 27, 2015 2:57:50 PM  
**Attachments:** [H465v2.pdf](#)  
[HB\\_465\\_Ex.pdf](#)  
[hb\\_465\\_Sen\\_PCS.pdf](#)

---

All,

Attached is the PCS and summary for H 465. I have also attached the current version of H465 that passed the House. There are some additions such as all employee must be 18 and only OB/GYNs can perform non-emergency procedures while any physician can perform medical emergency procedures as defined by G.S. 90-21.81(5) Medical emergency. - A condition which, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible physical impairment of a major bodily function, not including any psychological or emotional conditions. For purposes of this definition, no condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function.

Please let me know if you have concerns. Don't know what can be done at this point but will pass them along for further consideration.

Jesse

---

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**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:52 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

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FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** 10:00 AM  
**LOCATION:** 643 LOB  
**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:48 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Bailey, Kelly D](#)  
**To:** [Vojtko, Dana](#); [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules to be entered into the Code  
**Date:** Tuesday, September 29, 2015 3:27:18 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0206.docx](#)

---

Hi Nadine,

Here are the corrections.

Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083

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---

**From:** Vojtko, Dana  
**Sent:** Tuesday, September 29, 2015 2:02 PM  
**To:** Pfeiffer, Nadine <nadine.pfeiffer@dhhs.nc.gov>; Bailey, Kelly D <kelly.bailey@oah.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>  
**Subject:** RE: Rules to be entered into the Code

Nadine,

## **26 NCAC 02C .0109 CITATION TO AUTHORITIES**

(a) The agency shall cite authorities according to the most current edition of the rules of citation contained in "A Uniform System of Citation" except as listed in Paragraph (b) of this Rule. "A Uniform System of Citation" is hereby incorporated by reference and includes subsequent amendments and editions. A copy may be obtained from the Harvard Law Review Association, Gannett House, 1511 Massachusetts Ave., Cambridge, Massachusetts 02138 at a cost of sixteen dollars (\$16.00).

(b) The agency shall cite:

- (1) the General Statutes of North Carolina as "G.S. #";
- (2) the Session Laws of North Carolina as "S.L. 20xx-xxx, s. x";
- (3) an Executive Order issued by the Governor as "E.O. #, (Governor's name), (year)";
- (4) the North Carolina Administrative Code as "(Title #) NCAC (Chapter or Subchapter #) (.####)";  
and
- (5) the North Carolina Register as "(Vol. #) NCR (Issue #), (page #)".

*History Note:* Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;  
Temporary Adoption Eff. November 1, 1995;  
Eff. April 1, 1996;  
Amended Eff. December 1, 2002.

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the

correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

This change was made pursuant to (1) shown in above OAH rule. It would also be correct to state "Article 9A, G.S. 90."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in our history note to RRC. Which one is correct, or does it matter?

See (2) in the above OAH rule, there should be a space. Kelly will add a space to the citation in rule .0303.

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Kelly will make this correction.

Thank you for your review. Let me know if you have any questions.

Dana

**Dana Vojtko**

*Publications Coordinator*

*Office of Administrative Hearings*

*(919) 431-3075*

[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Tuesday, September 29, 2015 1:15 PM

**To:** Bailey, Kelly D <[kelly.bailey@oah.nc.gov](mailto:kelly.bailey@oah.nc.gov)>

**Cc:** Vojtko, Dana <[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Rules to be entered into the Code

Hi Kelly,

I have reviewed the rules to be entered into the Code for 10A NCAC 14E and I found some things that I wanted to bring to your attention. I know some things you all automatically fix if it is a wording error for the Code (like substituting the word "Section" for "Subchapter") but I want to point some things out I found:

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in

our history note to RRC. Which one is correct, or does it matter?

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Everything else looks great!

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#); [Vojtko, Dana](#)  
**Subject:** Rule to be Entered into the Code  
**Date:** Monday, September 28, 2015 3:06:05 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0304.docx](#)  
[10A NCAC 14E .0305.docx](#)  
[10A NCAC 14E .0306.docx](#)  
[10A NCAC 14E .0307.docx](#)  
[10A NCAC 14E .0308.docx](#)  
[10A NCAC 14E .0309.docx](#)  
[10A NCAC 14E .0310.docx](#)  
[10A NCAC 14E .0311.docx](#)  
[10A NCAC 14E .0313.docx](#)  
[10A NCAC 14E .0315.docx](#)  
[10A NCAC 14E .0101.docx](#)  
[10A NCAC 14E .0104.docx](#)  
[10A NCAC 14E .0109.docx](#)  
[10A NCAC 14E .0111.docx](#)  
[10A NCAC 14E .0201.docx](#)  
[10A NCAC 14E .0202.docx](#)  
[10A NCAC 14E .0206.docx](#)  
[10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.docx](#)

---

Hi Nadine,

Attached are Rules **10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302 - .0311, .0313, and .0315,** to be entered into the NC Administrative Code.

Pursuant to 26 NCAC 02C .0114, the agency shall notify OAH of any error made in the attached draft within 5 business days of receipt of this email. If OAH receives written notification from the agency of any error made by OAH, OAH shall correct the error.

OAH does not post rules to the internet until the agency has responded or until 5 business days has expired.

Even though the OAH rule does not require agencies to respond if the final draft is OK, we will post your rules on the internet if we should hear from you before the 5<sup>th</sup> business day.

Please acknowledge receipt of this e-mail.

Thank you, and have a great week!

*Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083*

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:49:25 PM

---

I haven't hear have got to call patsy about a nh issue will let you know.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:49 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** RE: Section hot topics

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM

**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
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Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)

~. Abortion: (collaborate with DPH, IT)

Implementation of amended rules

Annual surveys

Posting of surveys results on DHSR / DHHS website access

Collection of data (hospitals, ASC, ABCs)

Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:47:34 PM

---

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

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- ~. Ongoing implementation of Medicare certified HHA enforcement process

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~. Abortion: (collaborate with DPH, IT)

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Annual surveys

Posting of surveys results on DHHS / DHHS website access

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~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Bcc:** [Conley, Azzie](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:16:00 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Tuesday, September 15, 2015 3:55:00 PM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
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[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Conley, Azzie  
**Sent:** Monday, September 14, 2015 9:21 AM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Womble, C. Trent](#)  
**Subject:** RE: Timeline for Form 990 info  
**Date:** Thursday, September 10, 2015 1:20:00 PM

---

2016. I will keep you posted.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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Raleigh, NC 27603  
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---

**From:** Womble, C. Trent  
**Sent:** Thursday, September 10, 2015 12:47 PM  
**To:** Conley, Azzie  
**Subject:** RE: Timeline for Form 990 info

Ok. Thanks for the update. December 2016, or 2015?

---

**From:** Conley, Azzie  
**Sent:** Thursday, September 10, 2015 11:21 AM  
**To:** Womble, C. Trent <[Trent.Womble@dhhs.nc.gov](mailto:Trent.Womble@dhhs.nc.gov)>  
**Subject:** RE: Timeline for Form 990 info

At this point, this is rather complicated. I have left messages and have no updates to the information. I have spoken with two folk who indicate December 2016 may be a safe date to receive all information through September 30, 2015. I will email you information I've tracked internal to determine if it will assist in capturing some of the data for

Cleveland Regional  
FirstHealth Moore  
Memorial Mission  
Rutherford

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603



(Office) 919-855-4620

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---

**From:** Womble, C. Trent

**Sent:** Thursday, September 10, 2015 10:19 AM

**To:** Conley, Azzie

**Subject:** RE: Timeline for Form 990 info

Definitely understand, thanks. Any idea when the spreadsheet will be ready today?

---

**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:48 AM

**To:** Womble, C. Trent <[Trent.Womble@dhhs.nc.gov](mailto:Trent.Womble@dhhs.nc.gov)>

**Subject:** RE: Timeline for Form 990 info

I am working on abortion rules comments and it will be this afternoon. Thank you

---

**From:** Womble, C. Trent

**Sent:** Wednesday, September 09, 2015 9:35 AM

**To:** Conley, Azzie

**Subject:** RE: Timeline for Form 990 info

Thanks. Please confirm item 1 for me as soon as you hear back. Appreciate your help!

---

**From:** Conley, Azzie

**Sent:** Tuesday, September 08, 2015 8:37 PM

**To:** Womble, C. Trent <[Trent.Womble@dhhs.nc.gov](mailto:Trent.Womble@dhhs.nc.gov)>

**Subject:** Re: Timeline for Form 990 info

1). Correct

2). Mid to late January may be a better gauge.

---

**From:** Womble, C. Trent

**Sent:** Tuesday, September 8, 2015 4:32:18 PM

**To:** Conley, Azzie

**Subject:** Timeline for Form 990 info

Thanks for speaking with me about this this afternoon. Just to confirm, the three items of information we need from the statute:

- The information reported on Schedule H, federal form 990, related to the organization's:

1. financial assistance at cost; and
2. the amounts reported on that schedule related to the organization's bad debt expense; and
3. the estimated amount of the organization's bad debt expense attributable to patients eligible under the organization's financial assistance policy.

For the non-profits with numbers not available, you have indicated that we will have the updated numbers for 2012 and 2013 hopefully by this Thursday for the current spreadsheet.

While you are not certain yet, you are confirming that we will be able to get the updated data for federal year October 1, 2014 – September 30, 2015 by December 2015 when the LRAs are submitted.

Last, we need to know going forward when we can expect to have the updated numbers (for the most recent workable time period) every year. It sounds like they could be obtained possibly by mid-December or the beginning of January every year.

Thanks for your help, and if you can confirm the final two points regarding the timetable tomorrow morning or as soon as possible, we would greatly appreciate it.

Trent Womble, J.D.  
Legislative Liaison  
Department of Health and Human Services  
Office of Government Affairs  
Adams Building  
101 Blair Drive, Raleigh NC 27603  
Phone: 919-855-4905  
[trent.womble@dhhs.nc.gov](mailto:trent.womble@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#)  
**Date:** Tuesday, September 15, 2015 12:29:00 PM  
**Attachments:** [H97-2015-2017 Budget.pdf](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** TechChgReq AB Rules Response 9-15-3  
**Date:** Thursday, September 10, 2015 11:14:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-3.docx](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** FW: TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:57:00 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

FYI

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Lewis, Steven  
**Sent:** Friday, September 04, 2015 3:57 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1  
**Date:** Friday, September 04, 2015 11:54:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

See the following. We need your feedback! Thank you

0104

0109

0201

0206

**From:** [Conley, Azzie](#)  
**To:** [Jones, Starlene](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Tuesday, August 25, 2015 5:05:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Fw: Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
**End:** Tuesday, August 18, 2015 12:00:00 PM  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

---

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**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#)  
**Subject:** Fw: SL 2015-62  
**Date:** Tuesday, June 16, 2015 5:42:32 AM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

See page 7 on posting reports.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:48:00 PM

---

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM

**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>

**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
    - Refine 2016 LRA for collection of data
    - Posting of data on DHSR and DHHS website without use of links
    - Federal workload
  - ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
    - Implementation of pilot program (oral surgery, dental, etc)
  - ~. Abortion: (collaborate with DPH, IT)
    - Implementation of amended rules
    - Annual surveys
    - Posting of surveys results on DHSR / DHHS website access
    - Collection of data (hospitals, ASC, ABCs)
    - Refine 2016 LRA to obtain more details on the disposal of products of conception
  - ~. ESRD
    - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program
    - Expansion of hemo-dialysis into nursing homes
- CLIA:
- ~. Pathology rules
  - ~. Federal Workload
  - ~. Consultant staffing (related medical care, competitive salaries)

OTHER:

- ~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

[Azzie Y. Conley, RN](#)

N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Section hot topics  
**Date:** Monday, September 28, 2015 2:28:00 PM

---

Cindy:

Please review. I would like to submit today.

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- ~. Moratorium review in 2016
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- ~. Federal workload (to include hospice IMPACT)
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  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)
- ~. Abortion: (collaborate with DPH, IT)
  - Implementation of amended rules
  - Annual surveys
  - Posting of surveys results on DHSR / DHHS website access
  - Collection of data (hospitals, ASC, ABCs)
  - Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

- 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program
- Expansion of hemo-dialysis into nursing homes

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (related medical care, competitive salaries)

OTHER:

- ~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:03 PM

---

FYI

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Friday, September 18, 2015 2:38:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)  
[2015Hosp App.doc](#)

---



**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#); [Burgon, Bethany](#); [Lewis, Steven](#)  
**Subject:** RE: Thank you!  
**Date:** Friday, September 18, 2015 12:51:00 PM

---

Yep!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 18, 2015 12:49 PM  
**To:** Burgon, Bethany; Conley, Azzie; Lewis, Steven  
**Subject:** RE: Thank you!

The same to you all. And I found my keys! On the living room chair. Must have dropped them there when I was getting a CD for the car. Guess I had too much on my mind!

---

**From:** Burgon, Bethany [<mailto:BBurgon@ncdoj.gov>]  
**Sent:** Friday, September 18, 2015 12:46 PM  
**To:** Conley, Azzie; Pfeiffer, Nadine; Lewis, Steven  
**Subject:** RE: Thank you!



Thanks for all your hard work guys. Have a great weekend!

**Bethany A. Burgon**  
Assistant Attorney General  
North Carolina Department of Justice  
114 West Edenton Street  
Post Office Box 629  
Raleigh, NC 27602-0629  
Office: (919) 716-6860  
Fax: (919) 716-6756

---

**From:** Conley, Azzie [<mailto:azzie.conley@dhhs.nc.gov>]  
**Sent:** Friday, September 18, 2015 12:30 PM  
**To:** Burgon, Bethany; Pfeiffer, Nadine; Lewis, Steven  
**Subject:** RE: Thank you!

Happy Friday!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Burgon, Bethany [<mailto:BBurgon@ncdoj.gov>]  
**Sent:** Thursday, September 17, 2015 5:07 PM  
**To:** Conley, Azzie; Pfeiffer, Nadine; Lewis, Steven  
**Subject:** RE: Thank you!

I agree!

**Bethany A. Burgon**  
Assistant Attorney General  
North Carolina Department of Justice  
114 West Edenton Street  
Post Office Box 629  
Raleigh, NC 27602-0629  
Office: (919) 716-6860  
Fax: (919) 716-6756

---

**From:** Conley, Azzie [<mailto:azzie.conley@dhhs.nc.gov>]  
**Sent:** Thursday, September 17, 2015 4:52 PM  
**To:** Pfeiffer, Nadine; Lewis, Steven; Burgon, Bethany  
**Subject:** RE: Thank you!

Off!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 17, 2015 4:48 PM  
**To:** Conley, Azzie; Lewis, Steven; Bethany Burgon  
**Subject:** RE: Thank you!

What about this evening?

---

**From:** Conley, Azzie  
**Sent:** Thursday, September 17, 2015 4:42 PM  
**To:** Pfeiffer, Nadine; Lewis, Steven; Bethany Burgon  
**Subject:** RE: Thank you!

Thank you! I vote you take Saturday off!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 17, 2015 4:34 PM  
**To:** Conley, Azzie; Lewis, Steven; Bethany Burgon  
**Subject:** Thank you!

Thank you for everything for making these abortion rules happen today. Amber said she would let me know if they received any letters. So far, nothing.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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error, please notify the sender immediately and delete all records of this e-mail.

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Deporter, Cindy](#)  
**Subject:** ABC data legislation  
**Date:** Friday, September 18, 2015 12:26:00 PM

---

Linda:

I will be out of the office Monday through Wednesday. I have hospital files in my office that questions have been raised regarding abortion procedures and other items. I have referred a couple folk to you regarding the process to amend data in hospital files. Concerns go as far back as the 2009 LRA data (SMILE).

Lynn will be covering in my absence and available to assist as needed. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: FYI  
**Date:** Sunday, September 20, 2015 3:05:10 PM

---

I will check with Shonda. Thank you!

Sent from my iPhone

On Sep 20, 2015, at 2:04 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Thank you!  
Gaye turned it in.

---

**From:** Ethridge, Lynn  
**Sent:** Sunday, September 20, 2015 2:03:16 PM  
**To:** Conley, Azzie  
**Subject:** RE: FYI

I will follow up on Our Community and the AB clinic that Lea and Annette surveyed. I will also send out new travel policy and update our telework agreement. Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Sunday, September 20, 2015 1:59 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>  
**Subject:** FYI

ABC files are in my office"

- ~. If time permits, please see how we need to handle the clinic Lea and Annette surveyed.
- ~. Renee Robinson has contacted the Governor's Office. I left her a VM and she left me a VM. This is the Halifax case. I will follow up on Thursday or Friday.
- ~ Our Community is still on the late list.
- ~. I am working on questions for LRAs to capture data for transparency and post on the web.
- ~. New travel policies are in effect. Will you please remind folk of the application of overnights and comp accumulation?

- ~. Debbie has applications for Regina's old position.
- ~. I plan to post the NCJ position next position. My plans are to post as a Raleigh Office position with supervisory and travel responsibilities.
- ~. I have no update on the abortion rules.

Have a wonderful week!

---

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**From:** [Avery, Matt](#)  
**To:** [DHHS.SCHSSASUsers](#)  
**Subject:** [SCHSSASUsers] 2014 Vital Statistics Data Files  
**Date:** Tuesday, August 25, 2015 9:56:05 AM  
**Attachments:** [2014 VITAL EVENTS.xls](#)  
[ATT00001.txt](#)

---

## **VITAL STATISTICS STATISTICIANS AND DATA USERS:**

The 2014 Vital Statistics files (detail and stat) are now available for analysis on the mainframe and the stat files are also available on the server. An Excel file is attached with the file names and record counts (2014 VITAL EVENTS.xls). The pregnancy and abortion files are still being processed; I will send an e-mail notification when they are complete.

Please do not send out any infant mortality or child fatality figures until after these press releases have been disseminated – which typically occurs in September/October. You may do ad hoc requests as long as they do not inadvertently reveal any child or infant death numbers. And another reminder if you are releasing identifiable data (approved through the proper channels) to restrict to only North Carolina occurrences.

All deaths are from the revised 2014 death certificate, and the final data files will differ from prior years.

All births in 2014 are from the 2003 revision of the U.S. Standard Certificate of Live Birth – same layouts (both stat and detail) since 2011. Beginning in 2014, all fetal deaths are from the 2003 revision as well, and the layout will reflect these changes. The 2014 consolidated birth/infant death file has a different layout than prior years as all of the death data in the file(s) are now from the revised death certificate.

***Updated layouts are in the Vital Statistics Technical Packet folder in the I drive. Please pay close attention when doing any programming combining or comparing with prior years!***

Once again, records with missing race information are imputed (detail file still contains unknown races) and racial groupings are collapsed in the stat death file. Therefore, any analyses using the race variable from the detail death file will produce different figures.

Also, I do make provisional files available as they are processed throughout the year. The layouts are different and *all data elements until the files are closed can change as we QC these files throughout the year*. The birth and fetal files are updated monthly, the death file as records are keyed by Vital Records. They can be found in the following locations:

- Birth: S:\sdata1\VRAS Stat Extracts
- Death: S:\sdata1\Mortality
- Fetal Death: S:\sdata1\VRAS Fetal File

If you have any questions about the files or any trouble accessing them, please let me know. If you would rather work with SAS I have those available as well. And pass this information on to anyone who may have an interest in the data but may not be on the 'SCHS SAS users' list.

Thanks,

Matt



Matt Avery  
N.C. Department of Health and Human Services  
Supervisor, Vital Statistics  
State Center for Health Statistics – Division of Public Health  
222 N. Dawson Street  
Raleigh, NC 27603  
Phone: 919-715-4572  
Fax: 919-733-8485  
[Matt.Avery@dhhs.nc.gov](mailto:Matt.Avery@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

---

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:47 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:51 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

---

FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** **10:00 AM**  
**LOCATION:** **643 LOB**  
**COMMENTS:** **Representative Brown is presiding.**

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

---

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**From:** [Conley, Azzie](#)  
**To:** [Schnider, Stuart](#)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Monday, March 23, 2015 3:10:00 PM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Schnider, Stuart [mailto:[drs@schnidergroup.com](mailto:drs@schnidergroup.com)]  
**Sent:** Monday, March 23, 2015 2:59 PM  
**To:** Conley, Azzie  
**Subject:** Re: ABC Public Comments final.xlsx

Azzie:

I am available 4/14 and 15; 4/22,23 and 24.

Thanks

Dr. S.L. Schnider

On Mon, Mar 23, 2015 at 2:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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--

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**From:** [Conley, Azzie](#)  
**To:** [davidagrimes@charter.net](mailto:davidagrimes@charter.net)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Wednesday, March 25, 2015 7:46:14 PM

---

Thank you for your feedback! I will be in touch.

---

From: davidagrimes@charter.net [davidagrimes@charter.net]  
Sent: Wednesday, March 25, 2015 7:44 PM  
To: Conley, Azzie  
Subject: RE: ABC Public Comments final.xlsx

Lots of comments, but little of substance. Few suggestions are based on any published medical evidence.

I am available for a meeting on April 17, 22, 23, and 24.

David Grimes

On Mon, Mar 23, 2015 at 2:35 PM, Conley, Azzie wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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**From:** [Conley, Azzie](#)  
**To:** [clowwing@aol.com](mailto:clowwing@aol.com)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Monday, April 13, 2015 2:34:00 PM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** [clowwing@aol.com](mailto:clowwing@aol.com) [mailto:[clowwing@aol.com](mailto:clowwing@aol.com)]  
**Sent:** Monday, April 13, 2015 2:23 PM  
**To:** Conley, Azzie  
**Subject:** Re: ABC Public Comments final.xlsx

I'll ask the staff & let you know about the scarf.

Sent from my iPhone

On Apr 13, 2015, at 8:14 AM, "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Awesome.

Do you know if your staff found a black rain scarf?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---



**From:** Deborah Walsh [<mailto:clowwing@aol.com>]

**Sent:** Monday, April 13, 2015 2:16 AM

**To:** Conley, Azzie

**Subject:** Re: ABC Public Comments final.xlsx

Dear Azzie,

I have completed my response to the public comments. I intend to get them to you by the end of business today. Thanks for your work during this process.

Best Regards,

Deborah Walsh, Exec. Director  
Family Reproductive Health  
700 E. Hebron St.  
Charlotte, NC 28273

Sent from my iPad

On Mar 23, 2015, at 2:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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<ABC Public Comments final.xlsx>

**From:** [Conley, Azzie](#)  
**To:** [Deborah Walsh](#)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Tuesday, March 24, 2015 7:05:55 PM

---

Thank you!

---

From: Deborah Walsh [clovwing@aol.com]  
Sent: Monday, March 23, 2015 8:20 PM  
To: Conley, Azzie  
Subject: Re: ABC Public Comments final.xlsx

Dear Azzie,

Thank you for sending the comments received on the proposed draft abortion clinic rules. I prefer the week of April 13, 2015. I would be unable to attend on April 20th, but could attend on the other days of that week. I will review these comments & respond shortly. Thank you for organizing this material.

Deborah Walsh, Exec. Director  
Family Reproductive Health  
700 E. Hebron St.  
Charlotte, NC 28273  
familyreproductive.com<<http://familyreproductive.com>>

Sent from my iPad

On Mar 23, 2015, at 2:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)<<mailto:azzie.conley@dhhs.nc.gov>>>> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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<ABC Public Comments final.xlsx>

**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

---

Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Britt, Christy](#); [Granger, Jon](#); [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Thursday, September 17, 2015 9:00:00 AM  
**End:** Thursday, September 17, 2015 12:00:00 PM  
**Location:** OAH office

---

RP Industrial & Analytical Rules  
Abortion Rules

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#)  
**Subject:** Hospital LRA - Review  
**Attachments:** [2015\\_apphl\\_hldata - Final - Blank Copy.doc](#)  
[2015\\_apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlnhsupp\].doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlonly\].doc](#)

---

If we forgot to include anyone please forward this meeting to them.

Jodi & Sandra

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frison, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA - Review  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)

---

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

---

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**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** RE: Abortion clinic certification rules  
**Date:** Tuesday, September 08, 2015 11:54:35 AM

---

Interesting. He was on

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
Azzie.Conley@dhhs.nc.gov  
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-----Original Message-----

From: Pfeiffer, Nadine  
Sent: Tuesday, September 08, 2015 10:54 AM  
To: Conley, Azzie <azzie.conley@dhhs.nc.gov>  
Cc: Pratt, Drexdal <drexdal.pratt@dhhs.nc.gov>  
Subject: FW: Abortion clinic certification rules

Fyi. Additional comments RRC received. See below.

-----Original Message-----

From: May, Amber Cronk  
Sent: Tuesday, September 08, 2015 9:40 AM  
To: Pfeiffer, Nadine  
Subject: FW: Abortion clinic certification rules

We received this comment this morning and it doesn't appear that you were copied.

-----Original Message-----

From: David Grimes [<mailto:dagrimes@mindspring.com>]  
Sent: Tuesday, September 08, 2015 8:39 AM  
To: May, Amber Cronk <amber.may@oah.nc.gov>  
Subject: Abortion clinic certification rules

September 7, 2015  
Via electronic mail  
Rules Review Commission Members  
Office of Administrative Hearings – Rules Division



Attn: Amber May, Commission Counsel  
Amber.may@oah.nc.gov

Dear Chairman Dunklin and Members of the Commission,

I write to comment on one point in the proposed rules change. As background, I have been a gynecologist for more than 4 decades, and I was a member of the advisory committee that met with Ms. Conley and other staff of DHHS when these rule changes were being considered. One ambiguity needs to be resolved before the proposed rules go forward.

Section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, "The procedure room shall be maintained exclusively for abortion procedures . . ." from the original language, which read "The operating room shall be maintained exclusively for surgical procedures . . . ." I believe this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, this may result in significant ambiguity in the rule's interpretation. I believe the sentence should be deleted altogether.

On days of the week when a clinic procedure room is not being used for abortion, it should be able to be used for other medical purposes. These could include performing vaginal ultrasound examinations, doing IUD and Nexplanon insertions, and endometrial biopsies. There is no valid medical reason to leave a room vacant and unused for other gynecological procedures. This restriction has no medical justification. Moreover, this is not the standard of care in hospital operating rooms, which are used for many types of procedures.

If you have any questions about my comments, please let me know. Thank you for your consideration.

Sincerely,

David A. Grimes, MD, FACOG, FACPM  
PO Box 1972  
Carolina Beach, NC28428

---

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**From:** [Glendening, Erin](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: SL 2015-62  
**Date:** Tuesday, June 16, 2015 5:15:37 PM

---

I'm guessing that you and I have to have a meeting or two to discuss this. Hopefully it can wait until after I get back from vacation in July.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, June 16, 2015 5:43 AM  
**To:** Glendening, Erin  
**Subject:** Fw: SL 2015-62

See page 7 on posting reports.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

---

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Subject:** Fw: DMA notifications  
**Date:** Tuesday, May 19, 2015 10:17:16 PM

---

Do you need more information?

---

**From:** Deporter, Cindy  
**Sent:** Tuesday, May 19, 2015 6:10:07 PM  
**To:** Conley, Azzie  
**Subject:** Re: DMA notifications

These look good to me

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

On May 19, 2015, at 4:42 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

**What other changes are needed?**

**Acute and Home Care Section**

Abortion clinics (state licensed only: copy of letter for administrative sanction)  
Ambulatory Surgery Center (state licensed only: copy of letter for administrative sanction)  
Ambulatory Surgery Center (CMS 1539 is used for communication)  
ESRD ( CMS 1539 is used for communication)  
Home Care Agency (state licensed only: copy of letter for administrative sanction)  
Home Health Agency ( CMS 139 is used for communication)  
Hospice ( CMS 1539 is used for communication)  
Hospital ( CMS 1539 is used for communication)  
Title XVIII ( CMS 139 is used for communication)

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Fw: Hospital LRA - Review  
**Attachments:** [2015 apphl\\_hldata - Final - Blank Copy.doc](#)  
[2015 apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

Patsy

These meetings are more productive when planning staff have reviewed the applications and identified critical changes. It is non

---

From: Conley, Azzie on behalf of Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 5:16:40 PM  
To: Yakaboski, Greg; Frisone, Martha  
Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
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We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Re: DMA notifications  
**Date:** Tuesday, May 19, 2015 10:20:46 PM

---

**From:** Deporter, Cindy  
**Sent:** Tuesday, May 19, 2015 6:10 PM  
**To:** Conley, Azzie  
**Subject:** Re: DMA notifications

These look good to me

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

On May 19, 2015, at 4:42 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

**What other changes are needed?**

**Acute and Home Care Section**

Abortion clinics (state licensed only: copy of letter for administrative sanction)  
Ambulatory Surgery Center (state licensed only: copy of letter for administrative sanction)  
Ambulatory Surgery Center (CMS 1539 is used for communication)  
ESRD ( CMS 1539 is used for communication)  
Home Care Agency (state licensed only: copy of letter for administrative sanction)  
Home Health Agency ( CMS 139 is used for communication)  
Hospice ( CMS 1539 is used for communication)  
Hospital ( CMS 1539 is used for communication)  
Title XVIII ( CMS 139 is used for communication)

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603

(Office) 919-855-4620

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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: DMA notifications  
**Date:** Tuesday, May 19, 2015 10:20:13 PM

---

**From:** Deporter, Cindy  
**Sent:** Tuesday, May 19, 2015 6:10 PM  
**To:** Conley, Azzie  
**Subject:** Re: DMA notifications

These look good to me

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
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Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620

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**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
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[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

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Sent: Tuesday, July 21, 2015 5:16 PM  
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Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
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To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
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Where: DHHS\_DHSR EDGERTON CONF RM 204

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Jodi & Sandra

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**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
**End:** Tuesday, August 18, 2015 12:00:00 PM  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
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[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Canceled: RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office  
**Importance:** High

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments to Abortion Facility Regulations  
**Date:** Tuesday, September 08, 2015 5:12:44 PM  
**Attachments:** [Rules Review Commission Comments.pdf](#)

---

Fyi, additional comments submitted to RRC. This is the same as the other comments submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments to Abortion Facility Regulations

**From:** Melissa Reed [<mailto:melissa.reed@ppsat.org>]  
**Sent:** Tuesday, September 08, 2015 4:11 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments to Abortion Facility Regulations

Hello,

Please see attached out comments regarding the proposed rules on certifications of clinics for abortion.

Respectfully,

Melissa Reed

--

Melissa L. Reed, Esq.  
VP of Public Policy, Planned Parenthood South Atlantic  
Executive Director, Planned Parenthood Votes! South Atlantic  
Mobile: [919-924-1520](tel:919-924-1520)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Some notes  
**Date:** Tuesday, September 08, 2015 5:45:30 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15-2.docx](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)

---

Azzie,  
Margaret Currin, one of the RRC Commissioners (used to be the Chairman) has some additional questions regarding the abortion rules. We will have to respond to these additional questions like they are technical changes/requests. I have added them to the technical change document under each rule and attempted to respond to them. Please review, make sure what I added was correct and add if needed. I am attaching a revised technical change response document and also a revised .0306 since I made a change to that rule. I also put these documents in the drop box if it is easier for you to find them there.

This seems like it never ends, does it?

Thanks.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:08 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Some notes

Hi Nadine,

I haven't had an opportunity to review these yet, but please see the additional comments from Commissioner Currin.

Please let me know if you have any questions or need any additional assistance.

Thank you,

Amber

---

**From:** Currin, Margaret P. [<mailto:currinm@campbell.edu>]  
**Sent:** Tuesday, September 08, 2015 4:00 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Some notes

Hi, Amber. A few questions (some for my own edification) on the HHS-DHS Regs.

10A NCAC 14E .0111

Line 14—"shall be considered"—Considered for what? I assume this is saying that an inspection shall be conducted whenever its purpose is to determine whether the clinic is compliance with the rules . . . or whenever there is reason to believe that it isn't.



Lines 19 and 20—I assume that “within 10 business days of receipt” is days of receipt of the notification of the deficiencies. Would including clarification of receipt of what help?

10A NCAC 14E .0306

Line 4—“must” or “shall”?

Line 17—“that” instead of “which”

10A NCAC 14E .0307

(c)—What is an “adequate number”? How is it determined?

(d)—At least one RN? I guess when (c) and (d) are read together, additional meaning is provided?

10A NCAC 14E .0310

(c)—The clinic has to have a written agreement with a nearby hospital to transfer emergency cases. But if they’ve tried to contract with such a facility and have failed, they are still in compliance?????

MPC

Margaret Person Currin  
Professor of Law & Externship Director  
Campbell University School of Law  
225 Hillsborough Street, Suite 432  
Raleigh, NC 27603

VOX: 919-865-4683

FAX: 919-865-5885

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities  
**Date:** Tuesday, September 08, 2015 5:17:39 PM  
**Attachments:** [RRC comments 2015 FINAL.pdf](#)

---

Fyi, these are additional comments submitted to the RRC on the abortion rules. Please note: These are different comments than what has been submitted in the prior comments.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:06 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

[These are different comments.](#)

---

**From:** Heather Shumaker [<mailto:hshumaker@prochoice.org>]  
**Sent:** Tuesday, September 08, 2015 5:00 PM  
**Subject:** Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

Dear Rules Review Commission Staff,

Please find attached written comments on the proposed amendments regarding the licensing of abortion facilities. Please feel free to contact me with any questions.

Best Regards,

Heather D. Shumaker, JD \*  
State Policy Director  
National Abortion Federation  
1660 L Street, NW, Suite 450  
Washington, DC 20036  
[hshumaker@prochoice.org](mailto:hshumaker@prochoice.org)  
[202.667.5881 ext 220](tel:202.667.5881)  
[www.prochoice.org](http://www.prochoice.org)

\*Admitted to the New York Bar

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: DHHS rules  
**Date:** Tuesday, September 08, 2015 5:14:38 PM

---

Fyi, this is another comment submitted to RRC on the abortion rules. This is the same comment like the others submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:06 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: DHHS rules

---

**From:** Dr Liz Deans, M.D. [<mailto:elizabeth.i.deans@duke.edu>]  
**Sent:** Tuesday, September 08, 2015 4:06 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** DHHS rules

---

Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As a obstetrician/gynecologist I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. It is important for me to ensure that rules do not detract from care of patients or limit the care we as clinicians can provide.

We are specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is our understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, we believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to

mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

We are concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so we respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for ~~abortion~~  
surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

Elizabeth Deans, MD MPH  
Assistant Professor  
Duke University  
200 Trent Drive  
244 Baker House  
Durham, North Carolina, 27710  
[Elizabeth.i.deans@duke.edu](mailto:Elizabeth.i.deans@duke.edu)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on Rules for abortion clinics  
**Date:** Tuesday, September 08, 2015 5:13:35 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)  
[image006.png](#)  
[image007.png](#)  
[Provider Comments for Rules Commission- Bryant.docx](#)

---

Fyi, another comment submitted to the RRC on the abortion rules. This is the same comment like the others submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on Rules for abortion clinics

---

**From:** Bryant, Amy [[mailto:amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)]  
**Sent:** Tuesday, September 08, 2015 4:36 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments on Rules for abortion clinics

Dear Ms. May,

Please see below my concerns regarding proposed rules on certifications of clinics for abortion. These comments are also attached here.

Thank you very much.

Sincerely,

Amy Bryant

**Amy Bryant, MD, MSCR** | Assistant Professor  
Division of Family Planning, Department of Obstetrics & Gynecology  
University of North Carolina School of Medicine

3020 Old Clinic Building, CB 7570  
Chapel Hill, NC 27599-7570

Office: 919-962-4880 | Fax: 919-843-6691  
Appointments: 919-843-5633

[amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)



<http://www.med.unc.edu/obgyn/>



September 8, 2015

**Via electronic mail**

Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As an obstetrician/gynecologist, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. Misunderstandings about rules could make it difficult to care for patients in the safest and most appropriate ways.

I am specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is my understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, I believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

I am concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so I respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

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As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Amy Bryant", followed by a stylized flourish.

Amy Bryant, MD, MSCR | Assistant Professor  
University of North Carolina School of Medicine

---

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**From:** [Rulescoordinator, Dhsr](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexda](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:56:18 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

This abortion rules comment was also sent to the Rules Coordinator email address.

---

**From:** Genevieve Scott [mailto:gscott@reprorights.org]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk  
**Cc:** Rulescoordinator, Dhsr  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment on Rules Filed by DHHS  
**Date:** Tuesday, September 08, 2015 11:05:50 AM  
**Attachments:** [NARAL Comment on DHHS Rules.pdf](#)

---

Fyi, another comment from RRC on the AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 11:04 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment on Rules Filed by DHHS

**From:** Chavi Koneru [<mailto:chavi@prochoicenc.org>]  
**Sent:** Tuesday, September 08, 2015 11:02 AM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment on Rules Filed by DHHS

Hi Amber,

I got your contact information from Susanna Birdsong at the ACLU.

I am attaching a comment letter that I would like to submit, on behalf of NARAL, relating to the rules filed by DHHS. There are a couple of others who are also submitting letters (or may have already). I just wanted to make sure that it was alright to send you our comments and that you would be willing to share them with all the Commissioners. Please let me know if we should be sending this information to someone else.

Thanks for your help,

Chavi

--

Chavi Khanna Koneru  
Policy Analyst and Operations Coordinator  
NARAL Pro-Choice North Carolina  
Office phone: (919) 908-8930  
Messages: (919) 908-9321

---

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error, please notify the sender immediately and delete all records of this email.

**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:52:53 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

Fyi, another comment submitted to RRC on the abortion rules.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 2:31 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E

---

**From:** Genevieve Scott [<mailto:gscott@reprorights.org>]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Rulescoordinator, Dhsr <[dhsr.rulescoordinator@dhhs.nc.gov](mailto:dhsr.rulescoordinator@dhhs.nc.gov)>  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Office of Administrative Hearings – Rules Division -- proposed rules for abortion providers  
**Date:** Tuesday, September 08, 2015 1:23:09 PM

---

Fyi, another comment on the abortion rule to the RRC.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 1:22 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Office of Administrative Hearings – Rules Division -- proposed rules for abortion providers

---

**From:** Dr Beverly Gray, M.D. [<mailto:beverly.gray@duke.edu>]  
**Sent:** Tuesday, September 08, 2015 1:11 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Office of Administrative Hearings – Rules Division -- proposed rules for abortion providers

## Rules Review Commission Members

Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As an obstetrician/gynecologist at Duke University Medical Center, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. As an obstetrician/gynecologist at Duke University Medical Center, I provide care for patients who experience pregnancy loss and also seek care for abortion. In our facility we provide an excellent standard of care for all of our patients.

We are specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is our understanding that this change was made merely to conform the terminology used here with that used throughout the

regulation. Although it appears at first glance that these changes are slight, we believe that they result in significant ambiguity in the rule's interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage? The ambiguity of this rule could have a significant impact on patients who are seeking both miscarriage and abortion care, as the procedure and the equipment are identical. For patients cared for in our operating rooms, it would be an unreasonable request to maintain only one operating suite for abortion care, as operating space is limited, even at a major medical institution.

We are concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so we respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for ~~abortion~~  
surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Take care,

Bev Gray, MD  
Associate Residency Director  
Director Ryan Family Planning Program  
Duke University Medical Center  
Department of Obstetrics & Gynecology

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Regulations for abortion clinics  
**Date:** Tuesday, September 08, 2015 10:55:24 AM

---

Fyi, additional comment RRC received for AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 10:35 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Regulations for abortion clinics

**From:** amy alsbaugh [<mailto:amyalsbaugh@gmail.com>]  
**Sent:** Tuesday, September 08, 2015 10:33 AM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Regulations for abortion clinics

09/08/2015  
Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As a Certified Nurse-Midwife, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. Ensuring my patients have access to the full range of reproductive health is essential, and improving upon the clarity of these rules will help ensure that.

We are specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is our understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, we believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions

must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

We are concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so we respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively  
for ~~abortion~~ surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

Amy Alspaugh, CNM  
Durham County Department of Public Health  
865-310-1693  
[amyalspaugh@gmail.com](mailto:amyalspaugh@gmail.com)

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**From:** [Lewis, Steven](#)  
**To:** [Conley, Azzie](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:56:52 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment for section 10A NCAC 14E .0311  
**Date:** Tuesday, September 08, 2015 10:54:42 AM  
**Attachments:** [93BB64C5-057D-41DB-8FFF-FDD657894209\[6\].png](#)  
[Provider Comment MLZ 9.7.15.docx](#)

---

Fyi, additional comment RRC received for AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 9:40 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment for section 10A NCAC 14E .0311

[Same with this one.](#)

---

**From:** MATTHEW ZERDEN [<mailto:MZERDEN@wakemed.org>]  
**Sent:** Monday, September 07, 2015 10:41 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment for section 10A NCAC 14E .0311

Hi,

Please see the attached letter.

Thank you for your consideration. Please let me know if you have any additional questions,

**Matthew L. Zerden, MD, MPH**

OB Hospitalist,

WakeMed North Family Health & Women's Hospital

Ph: (919) 350-8000

[MZerden@WakeMed.Org](mailto:MZerden@WakeMed.Org)



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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rule technical changes  
**Date:** Monday, September 07, 2015 11:41:24 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Hi Azzie,

So much for not working on a holiday! I went through Steve's comments on the AB technical change request document and saw the things you addressed. I found some additional items that need to be addressed and highlighted them in yellow for you on this updated response document. I also put some comments in green to you. The other stuff on the document I took care of for changing the rule and I responded in blue font to send back to Amber. I also put a refreshed version of all the rules in the AB dropbox on the S drive. Please look at all the changes I made to double check me and make sure you are ok with them. I also put the revised response document in the dropbox too. I would like to send Amber the revised rules and the response to the technical changes on Wednesday so she has time to review them and give us time to address any further questions/rule changes after she looks at it.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [May, Amber Cronk](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Technical Change Requests  
**Date:** Friday, August 28, 2015 12:03:42 PM  
**Attachments:** [DHHS- DHSR Technical Changes September 2015.docx](#)

---

Hi Nadine,

I hope that all is well. Please find attached technical change requests for the Rule submitted for RRC review at their September 17, 2015 meeting.

As always, please let me know if you have any questions or concerns with any of my requests.

Thank you,

Amber Cronk May  
Rules Review Commission Counsel  
Office of Administrative Hearings – Rules Division  
919-431-3074

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**From:** [Jones, Duane](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hospital Check List  
**Date:** Tuesday, August 25, 2015 4:57:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

Are you talking about a blank initial hospital state licensure list? If so I have attached it.

D.

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 4:52 PM  
**To:** Jones, Duane  
**Subject:** RE: Cecilia Boone

Do you have the survey checklist used for SBH Leland?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Jones, Duane  
**Sent:** Tuesday, August 25, 2015 4:44 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; DHSR.AcuteHomeCare <[DHSR.AcuteHomeCare@dhhs.nc.gov](mailto:DHSR.AcuteHomeCare@dhhs.nc.gov)>  
**Subject:** RE: Cecilia Boone



Congratulations! I wish you the best of luck and great success!

Duane

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 3:45 PM  
**To:** DHSR.AcuteHomeCare  
**Cc:** Conley, Azzie  
**Subject:** Cecilia Boone

*Please join with me in extending congratulations to Cecilia Boone! She has accepted a position with the DSOF and will be resigning on September 17, 2015. Cecilia has done outstanding work as a consultant with the Acute Team and will be missed. Congratulations to Cecilia in her new endeavor!*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules technical changes  
**Date:** Friday, August 28, 2015 6:11:03 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15.docx](#)  
**Importance:** High

---

Hi Azzie,

I have worked on the AB rules technical changes we received from Amber today. I have put all the revised rules in the rules Drop Box Abortion rules folder on the S drive so you can see what I have done. One rule (.0109) I did not make any revisions to, but I included it in there in case you wanted to make any changes to the rule. Amber sent technical changes on 19 of the 20 rules.

What I did on this response document (attached) is I responded to each request she sent using [blue](#) font. If I revised the rule, you will see a "done" or "deleted" or something to that effect beside the comment. If there was something I had no clue over, I put ??? in there for you to address. I also may have left you a note asking if you wanted me to change something or not. I attempted to answer some of the requests/questions that I felt comfortable doing, but don't get too excited, there weren't that many!

Please add to the response document, continuing in the same [blue](#) font so Amber can easily see our responses when I send this back to her. Just send me the response document back with your revisions as well as any rule revisions. Or if you want to put any of your rule revisions back in the drop box rather than email them to me that is fine, just let me know. I would like to send these to Amber by the end of next week if possible in case she has additional questions.

Give me a call if you need me, you know how to find me!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Certification of Abortion Clinic Regulations  
**Date:** Tuesday, August 18, 2015 12:09:28 PM

---

fyi

---

**From:** Rulescoordinator, Dhsr  
**Sent:** Tuesday, August 18, 2015 12:09 PM  
**To:** 'Melissa Reed'  
**Subject:** RE: Certification of Abortion Clinic Regulations

Good Morning Ms. Reed,  
These changes, made in response to public comments submitted and Session Law 2015-62, were posted on the DHSR website on July 22, 2015. The public comment period for these rules ended on January 30, 2015. In accordance with G.S. 150B 21.3(b2), anyone filing an objection to these rules would do so with the Rules Review Commission, not us, and would need to do so after the Commission approves the rules (by 5:00pm the day after they approve the rules). The Commission has not approved the rules yet. They are scheduled to be discussed at their meeting in September. I am attaching a link to the Office of Administrative Hearings website, where you can get information about the Rules Review Commission and their meetings: <http://www.oah.state.nc.us/rules/>

Regards,  
Nadine Pfeiffer  
DHSR Rules Review Manager

**From:** Melissa Reed [<mailto:melissa.reed@ppsat.org>]  
**Sent:** Tuesday, August 18, 2015 10:09 AM  
**To:** Rulescoordinator, Dhsr  
**Subject:** Certification of Abortion Clinic Regulations

Good Morning,

I see that the Revised Rules have been posted on the website. Can you please tell me when these revised rules were posted? Also, can you tell me whether or not you have received any objections and whether or not the Commission has approved the rule?

Thank you so much.

Melissa

- Procedure for subjecting a proposed rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written

or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in [G.S.](#)

[150B-21.3\(b1\)](#) [REDACTED]. The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission.

--

Melissa L. Reed, Esq.  
VP of Public Policy, Planned Parenthood South Atlantic  
Executive Director, Planned Parenthood Votes! South Atlantic  
Mobile: [919-924-1520](#)

[REDACTED]

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** adoption approval  
**Date:** Monday, July 20, 2015 5:05:28 PM  
**Attachments:** [AdoptionApproval7-20-15.pdf](#)

---

Azzie,

The abortion rules have been adopted by Drexdal. See attached. I will work on the paperwork for submitting the rules to the RRC. The deadline is 8/20/15, but my target is sometime this week so they don't sit on my desk.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#)  
**Cc:** [Carraway, Shelley](#); [Conley, Azzie](#); [Craddock, Amy D](#); [Dickson, Tom E](#); [Frisone, Martha](#); [Bennett, Paige](#); [Cogswell, Betty](#); [Fisk, Kelli](#); [Mclamb, Sandra](#); [Brown, Elizabeth](#); [Cogswell, Betty](#)  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals  
**Date:** Monday, July 20, 2015 3:19:51 PM  
**Attachments:** [2016 License Renewals.xlsx](#)

---

Attached is a copy of the proposed LRA printing schedule for 2016 renewals.

Please note this is subject to change based on when all the changes have been completed and approved.

This week we will be setting up meetings and sending out invitations to all who need to attend these meetings to discuss changes on the LRAs. Please look out for them and let us know if we've missed anyone.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-715-4413  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www.ncdhhs.gov.dhsr](http://www.ncdhhs.gov.dhsr)

---

**From:** Yakaboski, Greg  
**Sent:** Wednesday, July 15, 2015 4:15 PM  
**To:** Brown, Elizabeth  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett, Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Thanks Elizabeth. Sounds good.

Jodi showed me this years proposed LRA schedule and I believe the date that was in there was August 18<sup>th</sup> for changes. The dates are subject to change. Jodi will be emailing out a copy of that proposed schedule.

Greg

---

**From:** Brown, Elizabeth  
**Sent:** Wednesday, July 15, 2015 2:54 PM  
**To:** Yakaboski, Greg  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett,

Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra

**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Greg,

At this time, I do not have or know of any hospice recommended changes to the hospice data collection portion of the hospital LRA. However, I am not scheduled to meet with representatives from the hospice industry until July 28, 2015. It is possible that something could come out of discussions on that day. I will keep you posted.

Regards,

Elizabeth K. Brown

N.C. Department of Health and Human Services

Planner, Healthcare Planning and Certificate of Need - Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

Phone: 919-855-3865

Fax: 919-715-4413

[elizabeth.brown@dhhs.nc.gov](mailto:elizabeth.brown@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Yakaboski, Greg

**Sent:** Wednesday, July 15, 2015 1:59 PM

**To:** Craddock, Amy D; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Fisk, Kelli

**Cc:** Stanford, Jodi E; Cogswell, Betty; Mclamb, Sandra; Frisone, Martha

**Subject:** LRA's Hospitals and Mental Health Hospitals

To the Planning Team,

I will be out of the office the week of July 27<sup>th</sup> and August 3<sup>rd</sup>.

Amy and Tom,

Sounds like you both anticipate the need for some changes/updates in the LRA's for Hospitals and Mental Health Hospitals. Question- when do you think you could write down your proposed changes/updates to both LRA's? After you have your proposed changes written down would it be helpful to look over those proposed changes together?

Elizabeth and Paige,

Do either of you have, or know of, any proposed changes/updates to the LRA's for either the Hospitals and/or the Mental Health Hospitals? If yes, same questions as above.

I will be sending a separate email to Azzie letting her know that we anticipate having some changes/updates to the above referenced LRA's and also asking who she would like for us to contact in her Section on this issue. Is anyone aware of any other stakeholders involved in the LRA's for Hospitals and Mental Health Hospitals whom we should contact and bring in on this years LRA's?

Thanks,  
Greg

Gregory F. Yakaboski  
Assistant Chief, Healthcare Planning and Certificate of Need Section- Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
Phone # (Office) 919-855-3873  
[Greg.yakaboski@dhhs.nc.gov](mailto:Greg.yakaboski@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** hx note changed  
**Date:** Thursday, July 16, 2015 10:52:04 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

I changed the hx note to .0101 on AB rule to reflect the new part of statute. See attached. Also, I put the effective date on all the rules. I did that after I sent the rules to you. I know you trust me that I did that. ☺ I will send you a copy what we submit to RRC.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#); [Reeder, Amanda J](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: rule for review  
**Date:** Friday, July 10, 2015 3:51:33 PM

---

Thank you, Amber and Amanda!! You have just made my and Azzie's weekend!!

Btw- The transparency rules will be submitted for the Aug. 20<sup>th</sup> meeting. I believe we have all beat these to death with the temporary rules (or so it seems to us), but these are the permanent ones. I will be in vacation Aug. 6-11 and not really in a position to respond to emails. Thought I would let you know in case there were "technical changes." I hope to submit them before the July 20 deadline.

Have a great weekend and we will plan on seeing you all very soon.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Friday, July 10, 2015 3:26 PM  
**To:** Pfeiffer, Nadine; Reeder, Amanda J; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** RE: rule for review

Hi Nadine,

Amanda and I just reviewed this and we do not have issue with this addition, particularly given that you are referring to a statute.

Let us know if you have any other questions.

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, July 10, 2015 3:17 PM  
**To:** Reeder, Amanda J; May, Amber Cronk; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** rule for review

Hi,

As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for "qualified physician" so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised history note for rules  
**Date:** Wednesday, July 15, 2015 10:08:45 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi Azzie,

I revised the history notes for those 2 AB rules (.0111 and .0306) by adding the GS and attached them for you to look at. (they are also in the drop box—I overwrote the older version). For rule .0101, I had put the new SL in the statute rather than the GS. My thoughts were that although “qualified physician” is defined in the new addition of (g) to the statute from the law, maybe we should put the SL down since that term is used with additions to other parts of the statute from the law as well. Your thoughts on the history note for rule .0101? (attached)

The other thought is Amanda and Amber at RRC didn’t say anything about us adding the SL to the hx note when they looked at .0101. I feel certain they will comment or ask us to add/delete to the history note if we have not done it correctly.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#); [May, Amber Cronk](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** rule for review  
**Date:** Friday, July 10, 2015 3:16:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi,

As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for "qualified physician" so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised definition rule  
**Date:** Friday, July 10, 2015 2:35:12 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Azzie,

Here is the revised AB definition rule we talked about. I added in the history note, the new SL. Did you want me to add this SL to the revised rules .0111 and .0306 as well? (those are the two I made the minor changes to based on the review I did in checking them against the current rule language).

Before I have Drexdal approve them all, I will send you them (or put them in the drop box, whichever you prefer) to review one more time to be sure you agree with the version that I have is what we are going forward with.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules  
**Date:** Monday, July 13, 2015 10:21:05 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[RRC 10A NCAC 14E .0303.doc](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)  
[RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0307.doc](#)  
[RRC 10A NCAC 14E .0308.doc](#)  
[RRC 10A NCAC 14E .0309.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0311.doc](#)  
[RRC 10A NCAC 14E .0313.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)

---

Good morning Azzie,

These are the version of the Abortion rules that I have for submitting to the RRC. I have also put them in the rules drop box on the S drive in case you don't want to download these and view these or open them up individually. Please let me know if you are ok with the text on these rules and the changes to the rules that have the changes in them.

My only question is, for rules .0111 and .0306, do you want to add the new SL to the history note or did you want to just add GS. 14-45.1(a1)? I think we could go either way since the SL is amending that statute and just adding that part to the GS that would pertain to the rule). Let me know and I will add it.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Abortion rules  
**Date:** Wednesday, June 24, 2015 11:35:19 AM

---

Fyi-

Good news if the text can mirror the statute. (I am praying you can work magic and do so!!) ☺

---

**From:** May, Amber Cronk  
**Sent:** Wednesday, June 24, 2015 11:15 AM  
**To:** Pfeiffer, Nadine  
**Cc:** Reeder, Amanda J; Hammond, Abigail M  
**Subject:** RE: Abortion rules

That sounds great. I can't imagine that we would have issues with it if it mirrors the statute, but feel free to send it on over and we will take a look at it.

With regard to the brackets, I'm not sure that we care too much, the "{}" is just not something that we normally see. We would certainly defer to Dana and Molly on that issue.

Thanks so much and please let us know if you have any other questions.

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 23, 2015 2:56 PM  
**To:** May, Amber Cronk  
**Cc:** Reeder, Amanda J; Hammond, Abigail M  
**Subject:** RE: Abortion rules

Hi Amber,

Thank you for getting back to me on this. I have asked Azzie to get me some rule text for the definitions rule. She is thinking it might be similar or mirror what is in statute, but has not developed it. I will send it over to you when she sends it to me. We want to get these rules off our plate (and avoid the questions of when they will be final from folks), as soon as we can. No, there were no other changes to the definition rule, other than us wanting to add those definitions.

Also, thank you for the info on the brackets. In all my years of formatting rules I have never been told this. I have used the "{}" for so many rules throughout the years and had absolutely no idea it was incorrect. All it says in the rule is "brackets" and to me, it was a bracket. It was used that way before me too and apparently no one noticed until now. So thank you, eagle eye!! (and who said you never learn anything doing rules????!!) ☺

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, June 23, 2015 2:17 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Reeder, Amanda J; Hammond, Abigail M



**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. All 3 of us have reviewed the Rules and here are our thoughts:

None of us think that the changes provided are substantial; however, because we haven't seen the definitions for "qualified physician" and "72 hour wait", we are unable to offer an opinion on that at this time. Did you make any other changes to the definition Rule at this time (there aren't any highlights, so I wanted to be sure)?

Please note that the use of "{}" is incorrect. It should be "[]."

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 19, 2015 4:01 PM  
**To:** May, Amber Cronk  
**Subject:** RE: Abortion rules

Sure, Amber, early next week is fine. I knew it was meeting week, but I wanted to get it out there to you so we could get the ball rolling knowing you all would get back to me when you had time. Also, if those definitions are substantial changes, I am wondering if we can go ahead with the other rules and just do the definition rule by itself with a republishing etc. We have to adopt the rules we initially proposed by mid Jan. (I want to get those through, if you know what I mean!!)

Have a great weekend and I'll look forward to hearing from you.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Friday, June 19, 2015 3:47 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. Amanda forwarded your email regarding revisions to the abortion rules. We are all going to take a look at this and plan on getting back to you early next week. Does that work for your time line?

Sorry for the delay in response – it was meeting week. 😊

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 16, 2015 9:51 AM  
**To:** Reeder, Amanda J  
**Cc:** Conley, Azzie  
**Subject:** Abortion rules

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Abortion rules  
**Date:** Wednesday, June 24, 2015 9:05:14 AM

---

Fyi, from RRC.

Just send me the revised text for the definition rule when you get a chance and I'll send it over to them to look at to see if that qualifies for a "substantial change" or not and we'll take it from there. Thanks.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, June 23, 2015 2:17 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Reeder, Amanda J; Hammond, Abigail M  
**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. All 3 of us have reviewed the Rules and here are our thoughts:

None of us think that the changes provided are substantial; however, because we haven't seen the definitions for "qualified physician" and "72 hour wait", we are unable to offer an opinion on that at this time. Did you make any other changes to the definition Rule at this time (there aren't any highlights, so I wanted to be sure)?

Please note that the use of "{}" is incorrect. It should be "[]."

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 19, 2015 4:01 PM  
**To:** May, Amber Cronk  
**Subject:** RE: Abortion rules

Sure, Amber, early next week is fine. I knew it was meeting week, but I wanted to get it out there to you so we could get the ball rolling knowing you all would get back to me when you had time. Also, if those definitions are substantial changes, I am wondering if we can go ahead with the other rules and just do the definition rule by itself with a republishing etc. We have to adopt the rules we initially proposed by mid Jan. (I want to get those through, if you know what I mean!!)

Have a great weekend and I'll look forward to hearing from you.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Friday, June 19, 2015 3:47 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. Amanda forwarded your email regarding revisions to the abortion rules. We are all going to take a look at this and plan on getting back to you early next week. Does that work for your time line?

Sorry for the delay in response – it was meeting week. ☺

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 16, 2015 9:51 AM  
**To:** Reeder, Amanda J  
**Cc:** Conley, Azzie  
**Subject:** Abortion rules

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules revisions  
**Date:** Thursday, June 25, 2015 4:06:59 PM  
**Attachments:** [RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)  
[15a ncac 18a .1301.pdf](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)

---

Hi Azzie,

I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexdal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexdal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Abortion rules  
**Date:** Tuesday, June 16, 2015 9:50:33 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101.doc](#)

---

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** SL 2015-62  
**Date:** Monday, June 15, 2015 6:02:58 PM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
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**From:** [Goodman, Jesse](#)  
**To:** [Pratt, Drexdal](#); [Conley, Azzie](#); [Ouimet, Cheryl](#); [Christian, Patsy](#)  
**Subject:** New Abortion Language  
**Date:** Wednesday, May 27, 2015 2:57:50 PM  
**Attachments:** [H465v2.pdf](#)  
[HB\\_465\\_Ex.pdf](#)  
[hb\\_465\\_Sen\\_PCS.pdf](#)

---

All,

Attached is the PCS and summary for H 465. I have also attached the current version of H465 that passed the House. There are some additions such as all employee must be 18 and only OB/GYNs can perform non-emergency procedures while any physician can perform medical emergency procedures as defined by G.S. 90-21.81(5) Medical emergency. - A condition which, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible physical impairment of a major bodily function, not including any psychological or emotional conditions. For purposes of this definition, no condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function.

Please let me know if you have concerns. Don't know what can be done at this point but will pass them along for further consideration.

Jesse

---

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**From:** [Mccarty, Debbie](#)  
**To:** [Conley, Azzie](#); [Ethridge, Lynn](#)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Tuesday, May 26, 2015 6:43:04 PM

---

Thanks! We will put it on the schedule.

Debbie McCarty, RN  
North Carolina Department of Health and Human Services  
Nurse Consultant Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4620  
Fax: 919-715-3073  
[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, May 26, 2015 5:16 PM  
**To:** Ethridge, Lynn; Mccarty, Debbie  
**Subject:** FW: Projet #AB-20-NMD/PJP, FID #110748

Please Schedule on June 12. I will be glad to conduct. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June.

CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you.  
June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,  
Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

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From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com), [neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov), [drexldal.pratt@dhhs.nc.gov](mailto:drexldal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
Sent: 2/11/2015 12:24:02 P.M. Eastern Standard Time  
Subj: RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff,  
please provide me tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#); [Mccarty, Debbie](#)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Tuesday, May 26, 2015 5:24:08 PM

---

Will put on the schedule for June 12 as initial AB clinic.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**Sent:** Tuesday, May 26, 2015 5:16 PM  
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**Cc:** Pratt, Drexdal

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Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
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**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

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From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com), [neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov), [drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
Sent: 2/11/2015 12:24:02 P.M. Eastern Standard Time  
Subj: RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff,  
please provide me tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

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---

Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

**From:** [Goodman, Jesse](#)  
**To:** [Pratt, Drexdal](#); [Conley, Azzie](#); [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** New Language in Abortion Bill  
**Date:** Wednesday, May 27, 2015 12:22:09 PM

---

All, See article below. While it does not our regulatory process I wanted you to see the changes.  
<http://www.newsobserver.com/news/politics-government/politics-columns-blogs/under-the-dome/article22412472.html>

---

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**From:** [James, Olivia](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: NC Statistics Request on abortions  
**Date:** Thursday, May 14, 2015 12:14:54 PM

---

Thank you, Azzie!

---

**From:** Conley, Azzie  
**Sent:** Thursday, May 14, 2015 12:12 PM  
**To:** James, Olivia  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

In 2010 there was a total of fourteen licensed abortion clinics the performed abortions. The fourteen includes PP: Fayetteville. Also, in 2010, there were at least two ambulatory surgery centers that were licensed and performed abortions. Also, all licensed hospitals would have the capacity to perform abortion procedures. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** James, Olivia  
**Sent:** Thursday, May 14, 2015 9:15 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

Azzie,

Just following up on this- do you have the sites from 2010?

Thank you,

Olivia

---

**From:** Conley, Azzie

**Sent:** Wednesday, May 13, 2015 10:08 AM  
**To:** James, Olivia  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

We are pulling the data for active sites in 2010. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** James, Olivia  
**Sent:** Wednesday, May 13, 2015 9:56 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** FW: NC Statistics Request on abortions

Azzie,

Please see the request below. I understand that from the chart we've sent her, all of those were practicing in 2010, except for Planned Parenthood Fayetteville. However, were there any clinics practicing in 2010 that have since closed?

Could you point me in the right direction for this information?

Thank you,

Olivia

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Wednesday, May 13, 2015 9:52 AM  
**To:** James, Olivia  
**Subject:** RE: NC Statistics Request on abortions

Olivia,

Thank you for the information. There is one element I cannot find, and perhaps you can help me. The editors want to know how many of facilities in North Carolina were performing abortions in

2010.

Is that possible to get as well? I just need the number, not the names.

Thank you! Susanne

---

**From:** James, Olivia [<mailto:Olivia.James@dhhs.nc.gov>]

**Sent:** Tuesday, May 12, 2015 5:21 PM

**To:** Schafer, Susanne; Gerlach, Kendra

**Cc:** Jones, Jim; Lefebvre, Alexandra

**Subject:** RE: NC Statistics Request on abortions

Susanne,

Here is the list of facilities in North Carolina which currently perform abortions.

Facility Name	Orig. Date of Licensure
A Preferred Women's Health Raleigh	1/1/1999
A Preferred Women's Health Charlotte	8/3/1999
A Woman's Choice of Raleigh	8/20/1993
Carolinas Women's Clinic Charlotte (Carolina Center for Women)	8/17/1984
Crist Clinic for Women Jacksonville	12/8/1997
Easton OB/GYN Chapel Hill	6/15/1989
Family Reproductive Health Charlotte	12/22/1992
Hallmark Women's Clinic Fayetteville	1/28/1980
Piedmont Carolina Medical Clinic Greensboro	7/28/1977
Planned Parenthood Fayetteville	1/14/2012
Planned Parenthood Central NC Chapel Hill	10/20/1998
Planned Parenthood Wilmington	1/17/1986
Planned Parenthood Winston Salem	5/7/1974
Women's Health Alliance Chapel Hill	11/29/1993

Additionally, the link below provides data on abortions performed in North Carolina:

<http://www.schs.state.nc.us/data/vital.cfm>

Annual pregnancy, live birth and abortion, statistics are presented by age, race and marital status. Reports are available for the state, Perinatal Care regions and counties.

- [North Carolina Reported Pregnancies for 2013](#)
- [North Carolina Reported Pregnancies for 2012](#)
- [North Carolina Reported Pregnancies for 2011](#)
- [North Carolina Reported Pregnancies for 2010](#)
- [North Carolina Reported Pregnancies for 2009](#)
- [North Carolina Reported Pregnancies for 2008](#)
- [North Carolina Reported Pregnancies for 2007](#)
- [North Carolina Reported Pregnancies for 2006](#)
- [North Carolina Reported Pregnancies for 2005](#)
- [North Carolina Reported Pregnancies for 2004](#)

- [North Carolina Reported Pregnancies for 2003](#)
- [North Carolina Reported Pregnancies for 2002](#)
- [North Carolina Reported Pregnancies for 2001](#)

Best,

Olivia

**Olivia James**

N.C. Department of Health & Human Services  
 Press Assistant, Office of Communications  
 101 Blair Drive  
 Raleigh, NC 27603  
 Phone: 919-855-4840  
[www.ncdhhs.gov/](http://www.ncdhhs.gov/)

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Tuesday, May 12, 2015 10:26 AM  
**To:** Gerlach, Kendra  
**Cc:** [Alesxandra.lefebvre@dhhs.nc.gov](mailto:Alesxandra.lefebvre@dhhs.nc.gov); James, Olivia; [Kevin.Howell@dhhs.nc.gov](mailto:Kevin.Howell@dhhs.nc.gov)  
**Subject:** NC Statistics Request on abortions

Kendra,

I am an Associated Press reporter, a colleague of Gary Robertson's, working out of the South Carolina bureau in Columbia. I have been asked by our national editors to assist in a quick statistical review for all 50 states.  
 Gary was kind enough to steer me in your agency's direction.

We are seeking answers to two questions for each state:

- 1) The current number of licensed abortion clinics operating in the state and the number that existed in 2010.
- 2) The most recent annual number of abortions performed in the state, and the number for each year since 2010.
- 3)

My deadline is Thursday at 3 p.m.

I hope you can assist me in getting this information. If someone specific can help, please let me know so I don't crowd your inbox. If there is any problem, please let me know as soon as possible, and I think you for your help!

Susanne

Susanne Schafer  
 Reporter



The Associated Press  
1401 Shop Road, Suite B  
Columbia, S.C. 29201  
803-799-5510 (office)  
803-917-7701 (cell)  
[sschafer@ap.org](mailto:sschafer@ap.org)  
[apcolumbia@ap.org](mailto:apcolumbia@ap.org)

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[IP\_US\_DISC]

msk dccc60c6d2c3a6438f0cf467d9a4938

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**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:52 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

---

FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** 10:00 AM  
**LOCATION:** 643 LOB  
**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

---

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**From:** [Gary Haakenson](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: ABC Public Comments final.xlsx  
**Date:** Monday, April 20, 2015 9:29:20 AM

---

So sorry I haven't replied. I have looked at this long spread sheet. Most of it is names without comments, so I don't know what those mean and what to do with them. But if we need to meet, this week, I can do it Tuesday early afternoon. Next week, I could meet Monday at 9 or 1:30 (I will be in your neighborhood delivering Meals on Wheels with my wife that day), or Thursday almost any time.. What from this list are you proposing we meet to discuss?  
Gary

On Monday, March 23, 2015 2:35 PM, "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:48 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Pratt, Drexdal](#)  
**To:** [Goodman, Jesse](#)  
**Cc:** [Conley, Azzie](#); [Christian, Patsy](#)  
**Subject:** Re: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Wednesday, April 22, 2015 7:14:40 AM

---

I am also planning to attend. See you there.

Sent from my iPhone

On Apr 22, 2015, at 7:12 AM, Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)> wrote:

I think you should be there in case questions come up.

---

**From:** Conley, Azzie  
**Sent:** Tuesday, April 21, 2015 3:27 PM  
**To:** Goodman, Jesse  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

Please let me know if I need to be there.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Tuesday, April 21, 2015 7:14 AM  
**To:** Conley, Azzie; Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

FYI

---

**From:** NCGA Committee Notices [<mailto:noreply@ncleg.net>]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** 10:00 AM  
**LOCATION:** 643 LOB  
**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

BILL NO.	SHORT TITLE	SPONSOR
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_ Principal Clerk  
\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

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**From:** [Amy Jo Johnson \(Research\)](#)  
**To:** [Goodman, Jesse](#)  
**Cc:** [Sholar, Adam](#); [Pratt, Drexdal](#); [Conley, Azzie](#); [Womble, C. Trent](#)  
**Subject:** RE: status of abortion rules  
**Date:** Tuesday, April 21, 2015 12:05:00 PM

---

Thank you. I just wanted to make sure I hadn't missed anything.

Amy Jo

---

**From:** Goodman, Jesse [mailto:[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)]  
**Sent:** Tuesday, April 21, 2015 11:04 AM  
**To:** Amy Jo Johnson (Research)  
**Cc:** Sholar, Adam; Pratt, Drexdal; Conley, Azzie; Womble, C. Trent  
**Subject:** RE: status of abortion rules

Amy Jo,

No. We are in the process of trying to get the workgroup together to discuss the 1400 comments submitted. Seeing as there are 2 bills in the legislature that, if passed, will alter the text that has been published (hence a substantial change and possibly changing the fiscal impact, which would mean republishing the rules) we are considering waiting until action on those bills are taken to see what final changes in the rule text need to be done. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules.

See you tomorrow if not before.

Jesse

---

**From:** Amy Jo Johnson (Research) [mailto:[AmyJo.Johnson@ncleg.net](mailto:AmyJo.Johnson@ncleg.net)]  
**Sent:** Tuesday, April 21, 2015 10:18 AM  
**To:** Goodman, Jesse  
**Cc:** Sholar, Adam  
**Subject:** status of abortion rules

Jesse,

Just checking to see if the abortion rules have been sent off to the Rules Review Commission, just in case it comes up tomorrow. I assume you all will be there?

Thank you, thank you,

Amy Jo

Amy Jo Johnson, JD  
Senior Staff Attorney/ Legislative Analyst  
NC General Assembly, Research Division  
545 Legislative Office Building  
300 North Salisbury Street  
Raleigh, North Carolina 27603-5925  
(919) 733-2578



---

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [Goodman, Jesse](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** RE: Abortion clinic rules  
**Date:** Tuesday, September 08, 2015 3:02:00 PM

---

If no objections October 1, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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-----Original Message-----

From: Sholar, Adam  
Sent: Tuesday, September 08, 2015 3:00 PM  
To: Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)>  
Cc: Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
Subject: Re: Abortion clinic rules

When are they scheduled to be effective?

Sent from my iPhone

> On Sep 8, 2015, at 2:55 PM, Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)> wrote:  
>  
> Adam,  
> Rules are scheduled to go to Rules Review Commission on Sept. 17th. Comment period ends today.  
>

> -----Original Message-----

> From: Sholar, Adam  
> Sent: Tuesday, September 08, 2015 2:41 PM  
> To: Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)>  
> Subject: Abortion clinic rules  
>

> Where are they in process?  
>

> Sent from my iPhone  
>  
> \_\_\_\_\_  
>

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>

**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** FW: TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:57:00 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

FYI

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Lewis, Steven  
**Sent:** Friday, September 04, 2015 3:57 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1  
**Date:** Friday, September 04, 2015 11:54:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

See the following. We need your feedback! Thank you

0104

0109

0201

0206

**From:** [Conley, Azzie](#)  
**To:** [Jones, Starlene](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Tuesday, August 25, 2015 5:05:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#); [Johnson, Linda](#); [Stancil, Gaye S](#)  
**Subject:** applications  
**Date:** Monday, August 17, 2015 2:52:00 PM

---

There are no changes to the 2016 Cardia Rehab LRA.

At this point, there are no changes to the abortion clinic application. Please delay printing this LRA as late as possible. I may have last minute changes related to Health Statistics.

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Fw: Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
**End:** Tuesday, August 18, 2015 12:00:00 PM  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

---

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: adoption approval  
**Date:** Monday, July 20, 2015 6:47:53 PM

---

Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, July 20, 2015 5:05:24 PM  
**To:** Conley, Azzie  
**Subject:** adoption approval

Azzie,  
The abortion rules have been adopted by Drexdal. See attached. I will work on the paperwork for submitting the rules to the RRC. The deadline is 8/20/15, but my target is sometime this week so they don't sit on my desk.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [May, Amber Cronk](#); [Pfeiffer, Nadine](#); [Reeder, Amanda J](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Subject:** RE: rule for review  
**Date:** Friday, July 10, 2015 4:07:00 PM

---

Awesome. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** May, Amber Cronk  
**Sent:** Friday, July 10, 2015 3:26 PM  
**To:** Pfeiffer, Nadine; Reeder, Amanda J; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** RE: rule for review

Hi Nadine,

Amanda and I just reviewed this and we do not have issue with this addition, particularly given that you are referring to a statute.

Let us know if you have any other questions.

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, July 10, 2015 3:17 PM  
**To:** Reeder, Amanda J; May, Amber Cronk; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** rule for review

Hi,  
As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for

“qualified physician” so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: rules  
**Date:** Wednesday, July 15, 2015 1:54:45 PM

---

Ok

---

**From:** Pfeiffer, Nadine  
**Sent:** Wednesday, July 15, 2015 9:20:59 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules

Ok. Will add

---

**From:** Conley, Azzie  
**Sent:** Tuesday, July 14, 2015 6:29 PM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: rules

GS 14-45

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, July 14, 2015 11:17:22 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules

Azzie,  
Which one do you want on the history note? The SL or the new GS 14-45.1?

Nadine

---

**From:** Conley, Azzie  
**Sent:** Tuesday, July 14, 2015 5:06 AM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: rules

We need to add the new history note. Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, July 13, 2015 10:21:00 AM  
**To:** Conley, Azzie  
**Subject:** rules

Good morning Azzie,  
These are the version of the Abortion rules that I have for submitting to the RRC. I have also put them in the rules drop box on the S drive in case you don't want to download these and view these or open them up individually. Please let me know if you are ok with the text on these rules and the changes to the rules

that have the changes in them.

My only question is, for rules .0111 and .0306, do you want to add the new SL to the history note or did you want to just add GS. 14-45.1(a1)? I think we could go either way since the SL is amending that statute and just adding that part to the GS that would pertain to the rule). Let me know and I will add it.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** RE: rules revisions  
**Date:** Friday, June 26, 2015 5:57:00 PM

---

Got it. Thanks

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 26, 2015 9:48 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules revisions

Hopefully it will make sense to you when you hear it. I should have explained before. Just call me if need to. I am here all day.

---

**From:** Conley, Azzie  
**Sent:** Friday, June 26, 2015 9:46 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: rules revisions

In scheduling meeting.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 26, 2015 8:56 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules revisions

I left you a voice mail.

---

**From:** Conley, Azzie  
**Sent:** Friday, June 26, 2015 8:43 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: rules revisions

Are you suggesting we look at all the rules? This was done for changes during the committee meetings.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 26, 2015 7:22 AM  
**To:** Conley, Azzie  
**Subject:** Re: rules revisions

I understand. However while we are revising the rules we might as well make them accurate. It may save us later during the periodic review. If there are no changes to the rule and it is 2 years from public comment on the rule we can classify it as Necessary Without Substantive Public Interest and not have to do anything else to that rule. (Just looking ahead)

Sent from my iPhone

On Jun 26, 2015, at 7:15 AM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

For clarification, our focus was rules with recommended changes.

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, June 25, 2015 4:06:57 PM  
**To:** Conley, Azzie

**Subject:** rules revisions

Hi Azzie,

I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexldal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexldal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** FW: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Wednesday, June 17, 2015 2:32:00 PM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Conley, Azzie  
**Sent:** Tuesday, May 26, 2015 5:03 PM  
**To:** 'YourRight2Choose@aol.com'  
**Cc:** Pratt, Drexdal  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this

matter.

Sincerely,  
Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Monday, May 04, 2015 5:53 PM  
**To:** Conley, Azzie  
**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,  
Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

**From:** [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
**To:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com), [neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
**CC:** [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov), [drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
**Sent:** 2/11/2015 12:24:02 P.M. Eastern Standard Time  
**Subj:** RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff,  
please provide me tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

**From:** [Conley, Azzie](#)  
**To:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Thursday, June 11, 2015 4:07:00 PM

---

Jodi:

See you at 10AM.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** YourRight2Choose@aol.com [mailto:YourRight2Choose@aol.com]  
**Sent:** Tuesday, June 09, 2015 6:19 PM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

will see you then.

In a message dated 6/9/2015 11:40:51 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

10AM is good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Clinic [mailto:YourRight2Choose@aol.com]

**Sent:** Tuesday, June 09, 2015 10:47 AM

**To:** Conley, Azzie

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Just checking to see if you have set a time for the clinics site survey on Friday, June 12. I have 2 employees who would like to be there to observe the process.

Thank you,

Jodi Robertson

Sent from my iPhone

On May 26, 2015, at 5:03 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Tuesday, May 26, 2015 4:31 PM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks

for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)  
[<mailto:YourRight2Choose@aol.com>]  
**Sent:** Wednesday, May 13, 2015 6:17 AM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,  
Jodi Robertson



In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time, [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[mailto:[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)]

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)

To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com),

[neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)

CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov),

[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),

[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)

Sent: 2/11/2015 12:24:02 P.M. Eastern  
Standard Time

Subj: RE: Projet #AB-20-NMD/PJP, FID  
#110748

Mrs. Roberts:

Based on receipt of an approval from our  
Construction staff, please provide me  
tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification  
Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** RE: transparency rules  
**Date:** Friday, May 29, 2015 2:54:00 PM

---

Sounds good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, May 29, 2015 2:52 PM  
**To:** Conley, Azzie  
**Subject:** RE: transparency rules

Hey no problem. I figured you would call when I went out to go the cleaners!

So then I will go ahead with what I typed up for the response to the public comments and the change to the rule language then.

Also, when you have a chance, let's talk about the abortion rules and what might need to be done with those seeing as the bill is getting closer to having final action taken.

Thank you!!

---

**From:** Conley, Azzie  
**Sent:** Friday, May 29, 2015 2:28 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: transparency rules

No concerns. I apologize, I was at Yadkin last week.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** Pfeiffer, Nadine

**Sent:** Thursday, May 21, 2015 4:47 PM

**To:** Conley, Azzie

**Subject:** transparency rules

Azzie,

I took a stab in drafting up the agency's response to the 2 public comments received from the transparency rules. Please look at this document and see if you would like to make any changes and let me know. Also, do you plan on making any changes to the text of the transparency rules? I saw some duplicate language in 13C .0206 line 7. It says "the lists shall be based upon data provided by the certified statewide data processor." The sentence before it says the same thing "the lists shall be determined annually based on data provided by the certified data processor" and the hospital rule does not have that duplicate language from line 7 in it. Shall we delete it?

Let me know if you want that taken out and if there are other changes so I can start getting these rules ready for the July MCC meeting.

Thank you!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** RE: ABC  
**Date:** Thursday, May 28, 2015 4:56:00 PM

---

Thank you. Vicky is ready.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Ethridge, Lynn  
**Sent:** Thursday, May 28, 2015 4:47 PM  
**To:** Conley, Azzie  
**Subject:** RE: ABC

I certainly will. We should have plenty of time to get these done in June. I will get an updated list from Cecilia of facilities that need to be surveyed. Thank you!

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Thursday, May 28, 2015 4:40 PM  
**To:** Ethridge, Lynn  
**Subject:** ABC

Please try to get the abortion clinics done in June. They have to be surveyed. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: SL 2015-62  
**Date:** Tuesday, June 16, 2015 8:14:15 AM

---

Ok. Is the 18 yo change considered substantial? Please check. Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 16, 2015 6:13:15 AM  
**To:** Conley, Azzie  
**Subject:** Re: SL 2015-62

Donnie is tied up right now with addressing OSBM's concerns for the fiscal note for the OEMS rules that are going to the MCC meeting in July. He claims he will have the fiscal note changes done either sometime today or tomorrow.

I will have to see if adding those definitions will be viewed as "substantial changes" which means we have to republish the rule. If that is the case, we could just republish the rule with the definition and not all of them. I don't want to have to go through getting 1400 comments all over again unless I have to.

Nadine

Sent from my iPad

On Jun 16, 2015, at 5:38 AM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

We should add the definition of qualified physician and 72 hour wait. I am on survey and back Wednesday. Is Donnie available?

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757



[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#)  
**Subject:** Fw: SL 2015-62  
**Date:** Tuesday, June 16, 2015 5:42:32 AM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

See page 7 on posting reports.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: rules revisions  
**Date:** Friday, June 26, 2015 7:14:33 AM

---

I will look at this today or Monday. Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, June 25, 2015 4:06:57 PM  
**To:** Conley, Azzie  
**Subject:** rules revisions

Hi Azzie,  
I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexdal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexdal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Clinic](#)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Tuesday, June 09, 2015 11:40:00 AM

---

10AM is good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Clinic [mailto:YourRight2Choose@aol.com]  
**Sent:** Tuesday, June 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Just checking to see if you have set a time for the clinics site survey on Friday, June 12. I have 2 employees who would like to be there to observe the process.

Thank you,  
Jodi Robertson

Sent from my iPhone

On May 26, 2015, at 5:03 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,  
Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[\[mailto:YourRight2Choose@aol.com\]](mailto:YourRight2Choose@aol.com)

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

**From:** [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)

**To:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com),

[neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)

**CC:** [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov),

[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov), [panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)

**Sent:** 2/11/2015 12:24:02 P.M. Eastern Standard Time



Subj: RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff, please provide me tentative dates for a state licensure survey. Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

**From:** [Conley, Azzie](#)  
**To:** [James, Olivia](#)  
**Cc:** [Jones, Jim](#); [Lefebvre, Alexandra](#)  
**Subject:** RE: NC Statistics Request on abortions  
**Date:** Thursday, May 14, 2015 9:27:00 AM

---

No. As soon as we have the data, we will forward. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** James, Olivia  
**Sent:** Thursday, May 14, 2015 9:15 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

Azzie,

Just following up on this- do you have the sites from 2010?

Thank you,

Olivia

---

**From:** Conley, Azzie  
**Sent:** Wednesday, May 13, 2015 10:08 AM  
**To:** James, Olivia  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

We are pulling the data for active sites in 2010. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive

Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
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**From:** James, Olivia  
**Sent:** Wednesday, May 13, 2015 9:56 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** FW: NC Statistics Request on abortions

Azzie,

Please see the request below. I understand that from the chart we've sent her, all of those were practicing in 2010, except for Planned Parenthood Fayetteville. However, were there any clinics practicing in 2010 that have since closed?

Could you point me in the right direction for this information?

Thank you,

Olivia

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Wednesday, May 13, 2015 9:52 AM  
**To:** James, Olivia  
**Subject:** RE: NC Statistics Request on abortions

Olivia,

Thank you for the information. There is one element I cannot find, and perhaps you can help me. The editors want to know how many of facilities in North Carolina were performing abortions in 2010.

Is that possible to get as well? I just need the number, not the names.

Thank you! Susanne

---

**From:** James, Olivia [<mailto:Olivia.James@dhhs.nc.gov>]  
**Sent:** Tuesday, May 12, 2015 5:21 PM  
**To:** Schafer, Susanne; Gerlach, Kendra  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

Susanne,

Here is the list of facilities in North Carolina which currently perform abortions.

Facility Name	Orig. Date of Licensure
A Preferred Women's Health Raleigh	1/1/1999
A Preferred Women's Health Charlotte	8/3/1999
A Woman's Choice of Raleigh	8/20/1993
Carolinas Women's Clinic Charlotte (Carolina Center for Women)	8/17/1984
Crist Clinic for Women Jacksonville	12/8/1997
Easton OB/GYN Chapel Hill	6/15/1989
Family Reproductive Health Charlotte	12/22/1992
Hallmark Women's Clinic Fayetteville	1/28/1980
Piedmont Carolina Medical Clinic Greensboro	7/28/1977
Planned Parenthood Fayetteville	1/14/2012
Planned Parenthood Central NC Chapel Hill	10/20/1998
Planned Parenthood Wilmington	1/17/1986
Planned Parenthood Winston Salem	5/7/1974
Women's Health Alliance Chapel Hill	11/29/1993

Additionally, the link below provides data on abortions performed in North Carolina:

<http://www.schs.state.nc.us/data/vital.cfm>

Annual pregnancy, live birth and abortion, statistics are presented by age, race and marital status. Reports are available for the state, Perinatal Care regions and counties.

- [North Carolina Reported Pregnancies for 2013](#)
- [North Carolina Reported Pregnancies for 2012](#)
- [North Carolina Reported Pregnancies for 2011](#)
- [North Carolina Reported Pregnancies for 2010](#)
- [North Carolina Reported Pregnancies for 2009](#)
- [North Carolina Reported Pregnancies for 2008](#)
- [North Carolina Reported Pregnancies for 2007](#)
- [North Carolina Reported Pregnancies for 2006](#)
- [North Carolina Reported Pregnancies for 2005](#)
- [North Carolina Reported Pregnancies for 2004](#)
- [North Carolina Reported Pregnancies for 2003](#)
- [North Carolina Reported Pregnancies for 2002](#)
- [North Carolina Reported Pregnancies for 2001](#)

Best,

Olivia

**Olivia James**

N.C. Department of Health & Human Services

Press Assistant, Office of Communications

101 Blair Drive  
Raleigh, NC 27603  
Phone: 919-855-4840  
[www.ncdhhs.gov/](http://www.ncdhhs.gov/)

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Tuesday, May 12, 2015 10:26 AM  
**To:** Gerlach, Kendra  
**Cc:** [Alesxandra.lefebvre@dhhs.nc.gov](mailto:Alesxandra.lefebvre@dhhs.nc.gov); James, Olivia; [Kevin.Howell@dhhs.nc.gov](mailto:Kevin.Howell@dhhs.nc.gov)  
**Subject:** NC Statistics Request on abortions

Kendra,

I am an Associated Press reporter, a colleague of Gary Robertson's, working out of the South Carolina bureau in Columbia. I have been asked by our national editors to assist in a quick statistical review for all 50 states.

Gary was kind enough to steer me in your agency's direction.

We are seeking answers to two questions for each state:

- 1) The current number of licensed abortion clinics operating in the state and the number that existed in 2010.
- 2) The most recent annual number of abortions performed in the state, and the number for each year since 2010.
- 3)

My deadline is Thursday at 3 p.m.

I hope you can assist me in getting this information. If someone specific can help, please let me know so I don't crowd your inbox. If there is any problem, please let me know as soon as possible, and I think you for your help!

Susanne

Susanne Schafer  
Reporter  
The Associated Press  
1401 Shop Road, Suite B  
Columbia, S.C. 29201  
803-799-5510 (office)  
803-917-7701 (cell)  
[sschafer@ap.org](mailto:sschafer@ap.org)  
[apcolumbia@ap.org](mailto:apcolumbia@ap.org)

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[IP\_US\_DISC]

msh dccc60c6d2c3a6438f0cf467d9a4938

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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#)  
**Cc:** [Pratt, Drexdal; Christian, Patsy](#)  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Wednesday, April 22, 2015 8:16:00 AM

---

ok

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Goodman, Jesse  
**Sent:** Wednesday, April 22, 2015 7:12 AM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal; Christian, Patsy  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

I think you should be there in case questions come up.

---

**From:** Conley, Azzie  
**Sent:** Tuesday, April 21, 2015 3:27 PM  
**To:** Goodman, Jesse  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

Please let me know if I need to be there.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Tuesday, April 21, 2015 7:14 AM  
**To:** Conley, Azzie; Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

FYI

---

**From:** NCGA Committee Notices [<mailto:noreply@ncleg.net>]

**Sent:** Monday, April 20, 2015 7:31 PM

**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015

**TIME:** 10:00 AM

**LOCATION:** 643 LOB

**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>



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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#)  
**Subject:** RE: status of abortion rules  
**Date:** Tuesday, April 21, 2015 11:08:00 AM

---

Committee members are still reviewing the comments. At this point, a decision has not been made for a meeting until all have completed the review.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Tuesday, April 21, 2015 11:04 AM  
**To:** Amy Jo Johnson (Research)  
**Cc:** Sholar, Adam; Pratt, Drexdal; Conley, Azzie; Womble, C. Trent  
**Subject:** RE: status of abortion rules

Amy Jo,

No. We are in the process of trying to get the workgroup together to discuss the 1400 comments submitted. Seeing as there are 2 bills in the legislature that, if passed, will alter the text that has been published (hence a substantial change and possibly changing the fiscal impact, which would mean republishing the rules) we are considering waiting until action on those bills are taken to see what final changes in the rule text need to be done. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules.

See you tomorrow if not before.

Jesse

---

**From:** Amy Jo Johnson (Research) [<mailto:AmyJo.Johnson@ncleg.net>]  
**Sent:** Tuesday, April 21, 2015 10:18 AM  
**To:** Goodman, Jesse  
**Cc:** Sholar, Adam  
**Subject:** status of abortion rules

Jesse,

Just checking to see if the abortion rules have been sent off to the Rules Review Commission, just in

case it comes up tomorrow. I assume you all will be there?

Thank you, thank you,

Amy Jo

Amy Jo Johnson, JD  
Senior Staff Attorney/ Legislative Analyst  
NC General Assembly, Research Division  
545 Legislative Office Building  
300 North Salisbury Street  
Raleigh, North Carolina 27603-5925  
(919) 733-2578

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** rules  
**Date:** Wednesday, April 22, 2015 12:01:00 PM

---

#### **10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including the date and time of admission and discharge; the full and true name; address; date of birth; nearest of kin; diagnoses; duration of pregnancy; condition on admission and discharge; referring and attending physician; a witnessed, voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure; and the physician's authenticated history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the operative procedure or anesthetic to be administered.
- (b) All other pertinent information such as pre- and post-operative instructions, laboratory report, drugs administered, report of operation and follow-up instruction including family planning advice shall be recorded and authenticated.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject or accept the appropriate desensitization material. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results posted in the patient's medical record for any patient who is scheduled for an abortion procedure.**
- (e) The facility shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least patient name, estimated length of gestation, type of procedure, name of physician, name of RN on duty, and date and time of procedure.
- (f) Medical records shall be the property of the facility and shall be preserved or retained in the State of North Carolina for at least 20 years regardless of change of facility ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The facility shall have a plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a facility cease operation, arrangements shall be made for preservation of records for at least 20 years. The facility shall notify the Division, in writing, concerning the arrangements.

*History Note:      Authority G.S. 14-45.1(a);  
                         Eff. February 1, 1976;  
                         Readopted Eff. December 19, 1977;  
                         Amended Eff. July 1, 1994; December 1, 1989.*

The highlighted statement is the current rule regarding ultrasounds.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Thursday, June 11, 2015 5:26:22 PM

---

10AM confirmed.

In a message dated 6/11/2015 4:08:03 P.M. Eastern Daylight Time, azzie.conley@dhhs.nc.gov writes:

Jodi:

See you at 10AM.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
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---

**From:** YourRight2Choose@aol.com [mailto:YourRight2Choose@aol.com]  
**Sent:** Tuesday, June 09, 2015 6:19 PM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

will see you then.

In a message dated 6/9/2015 11:40:51 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

10AM is good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
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**From:** Clinic [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, June 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Just checking to see if you have set a time for the clinics site survey on Friday, June 12.  
I have 2 employees who would like to be there to observe the process.

Thank you,

Jodi Robertson

Sent from my iPhone

On May 26, 2015, at 5:03 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

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Raleigh, NC 27603

(Office) 919-855-4620

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[<mailto:YourRight2Choose@aol.com>]

**Sent:** Tuesday, May 26, 2015 4:31 PM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,

Jodi Robertson, Sole Director/President

John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748



Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,

Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time, [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided

regarding your CLIA certificate?

Azzie Y. Conley, RN

N.C. Department of Health and Human  
Services

Acute & Home Care Licensure & Certification  
Section

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[<mailto:YourRight2Choose@aol.com>]

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID  
#110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the

licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President

North Durham Women's Health, Inc

400-B Crutchfield St

Durham, NC 27704

---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com),  
[neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov),  
[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
Sent: 2/11/2015 12:24:02 P.M.  
Eastern Standard Time  
Subj: RE: Projet #AB-20-NMD/PJP,  
FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff, please provide me tentative dates for a state licensure survey. Thank you for your assistance.

Azzie Y. Conley, RN

N.C. Department of Health and  
Human Services

Acute & Home Care Licensure &  
Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:47 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:51 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

---

FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** **10:00 AM**  
**LOCATION:** **643 LOB**  
**COMMENTS:** **Representative Brown is presiding.**

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

---

Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Britt, Christy](#); [Granger, Jon](#); [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Thursday, September 17, 2015 9:00:00 AM  
**End:** Thursday, September 17, 2015 12:00:00 PM  
**Location:** OAH office

---

RP Industrial & Analytical Rules  
Abortion Rules

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#)  
**Subject:** Hospital LRA - Review  
**Attachments:** [2015\\_apphl\\_hldata - Final - Blank Copy.doc](#)  
[2015\\_apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlnhsupp\].doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlonly\].doc](#)

---

If we forgot to include anyone please forward this meeting to them.

Jodi & Sandra

---

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**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frison, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA - Review  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)

---

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

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**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Fw: Hospital LRA - Review  
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[2015 apphl cover ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

Patsy

These meetings are more productive when planning staff have reviewed the applications and identified critical changes. It is non

---

From: Conley, Azzie on behalf of Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 5:16:40 PM  
To: Yakaboski, Greg; Frisone, Martha  
Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

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Jodi & Sandra

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**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
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Sent: Tuesday, July 21, 2015 5:16 PM  
To: Yakaboski, Greg; Frisone, Martha  
Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
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To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

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Jodi & Sandra

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [McLamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
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**Location:** DHHS\_DHSR EDGERTON CONF RM 204  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
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Jodi & Sandra

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Canceled: RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office  
**Importance:** High

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

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**From:** [Sholar, Adam](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 7:00:47 AM

---

thanks

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; McKillip, Matthew <Matt.McKillip@dhhs.nc.gov>  
**Subject:** Fw: no objections~

FYI.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [jeff.hyde@aestheticimages.net](mailto:jeff.hyde@aestheticimages.net); [currinm@campbell.edu](mailto:currinm@campbell.edu); [jh@hgmlawnc.com](mailto:jh@hgmlawnc.com); [whitakerfarm@northstate.net](mailto:whitakerfarm@northstate.net); [garth.dunklin@bassdunklin.com](mailto:garth.dunklin@bassdunklin.com); [Stephsimpson13@gmail.com](mailto:Stephsimpson13@gmail.com); [achoi@allen-pinnix.com](mailto:achoi@allen-pinnix.com); [Jeanette.k.doran@gmail.com](mailto:Jeanette.k.doran@gmail.com); [rcwalker4@rc-walker.com](mailto:rcwalker4@rc-walker.com); [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Bethany Burgon](#); [Johnson, Joel L](#)  
**Subject:** Agency rebuttal comments to comments submitted for permanent rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 4:27:02 PM  
**Attachments:** [RRC Comment Response.pdf](#)

---

Good afternoon Commissioners and Ms. May,  
Attached please find the Department of Health and Human Services, Division of Health Service Regulation's response to comments received by the N.C. Rules Review Commission regarding proposed revisions to 10A NCAC 14E, Certifications of Clinics for Abortion, that are on the agenda for consideration by the Commission at tomorrow's meeting.

Regards,

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:17:11 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** for your review  
**Date:** Wednesday, September 16, 2015 12:38:09 PM  
**Attachments:** [RRC comment Response.doc](#)  
**Importance:** High

---

Azzie,

Ok, check out the letter. I revised the 1<sup>st</sup> paragraph because Joel had the comments coming to us, not to RRC. He also said there was a required comment period, which was wrong. I also added something to the last paragraph. I thought we should attach the revised rule. They will also have it but it won't hurt for us to do it anyway. (I saw we did it on another response letter...I am cheating!) I have not seen Drexdal yet but will snag him to sign once you give the go ahead.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Rules\\_Oah](#)  
**Cc:** [May, Amber Cronk](#); [Pratt, Drexdal](#); [Johnson, Joel L](#); [Conley, Azzie](#)  
**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 9:30:01 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Re: technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 9:27:28 PM

---

Thank you Amber! I will probably just email them to you all tomorrow and then bring the hard copies later on with the RP rules. Thank you for all of your assistance.  
Nadine

Sent from my iPhone

On Sep 10, 2015, at 7:23 PM, May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)> wrote:

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor



things:

10A NCAC 14E .0109

- <!--[if !supportLists]-->• <!--[endif]-->Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” Done
- <!--[if !supportLists]-->• <!--[endif]-->Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed. Section makes sure application is filled out in entirety, fee is paid pursuant to statute.

10A NCAC 14E .0111

- <!--[if !supportLists]-->• <!--[endif]-->In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”

10A NCAC 14E .0305

- <!--[if !supportLists]-->• <!--[endif]--> In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the

various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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(Office) 919-855-3750  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** replacement rule 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 2:27:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0111-3.doc](#)

---

Amber,

We found an error in one of the technical change rules I had sent you earlier for the abortion rules (10A NCAC 14E). Please replace this revised version (attached) for rule .0111 with the one sent earlier. To help you distinguish, this file name has a -3 in the name. We forgot to delete a second "authorized" in the rule.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments to Abortion Facility Regulations  
**Date:** Tuesday, September 08, 2015 5:12:44 PM  
**Attachments:** [Rules Review Commission Comments.pdf](#)

---

Fyi, additional comments submitted to RRC. This is the same as the other comments submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments to Abortion Facility Regulations

**From:** Melissa Reed [<mailto:melissa.reed@ppsat.org>]  
**Sent:** Tuesday, September 08, 2015 4:11 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments to Abortion Facility Regulations

Hello,

Please see attached out comments regarding the proposed rules on certifications of clinics for abortion.

Respectfully,

Melissa Reed

--

Melissa L. Reed, Esq.  
VP of Public Policy, Planned Parenthood South Atlantic  
Executive Director, Planned Parenthood Votes! South Atlantic  
Mobile: [919-924-1520](tel:919-924-1520)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 12:48:11 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15 final.docx](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104-1.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201-1.doc](#)  
[RRC 10A NCAC 14E .0202-1.doc](#)  
[RRC 10A NCAC 14E .0206-1.doc](#)  
[RRC 10A NCAC 14E .0207-1.doc](#)  
[RRC 10A NCAC 14E .0302-1.doc](#)  
[RRC 10A NCAC 14E .0303-1.doc](#)  
[RRC 10A NCAC 14E .0305-1.doc](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)  
[RRC 10A NCAC 14E .0307-2.doc](#)  
[RRC 10A NCAC 14E .0308-2.doc](#)  
[RRC 10A NCAC 14E .0309-1.doc](#)  
[RRC 10A NCAC 14E .0310-1.doc](#)  
[RRC 10A NCAC 14E .0311-1.doc](#)  
[RRC 10A NCAC 14E .0313-1.doc](#)  
[RRC 10A NCAC 14E .0315-1.doc](#)

---

Hi Amber,

Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

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Rules Review Manager, Division of Health Service Regulation  
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(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 8:39:11 AM

---

Thank you. Just as long as you are there (and with me on Sept. 17<sup>th</sup>) that is what is important!! Btw- Amber said they have a security plan in place in case of protesters, etc next week. I told her I plan on getting there early, like 8:30 to get a seat and parking spot. The RPC rules are the next thing on the agenda so that is great for me, I won't have to stay too long after your rules. I may just go right there from home since I live so close. No sense coming in the office to turn around and go right there.

---

**From:** Conley, Azzie  
**Sent:** Friday, September 11, 2015 8:30 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you. Also, I will be out of town for work September 20 – 23, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 11, 2015 8:15 AM  
**To:** Conley, Azzie  
**Subject:** FW: technical changes for AB rules 10A NCAC 14E

Fyi- we are good to go!!!!!! I will submit the rules to OAH this morning and take them there either this afternoon if the RP rules are finished or first thing Monday on my way to the office.  
Thank you for all of your help with this.  
Next hurdle will be looking at Joel's response to the comments for RRC.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 7:24 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor things:

10A NCAC 14E .0109

- Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” **Done**
- Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed.  
**Section makes sure application is filled out in entirety, fee is paid pursuant to statute.**

10A NCAC 14E .0111

- In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring **adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”**

10A NCAC 14E .0305



- In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Some notes  
**Date:** Tuesday, September 08, 2015 5:45:30 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15-2.docx](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)

---

Azzie,  
Margaret Currin, one of the RRC Commissioners (used to be the Chairman) has some additional questions regarding the abortion rules. We will have to respond to these additional questions like they are technical changes/requests. I have added them to the technical change document under each rule and attempted to respond to them. Please review, make sure what I added was correct and add if needed. I am attaching a revised technical change response document and also a revised .0306 since I made a change to that rule. I also put these documents in the drop box if it is easier for you to find them there.

This seems like it never ends, does it?

Thanks.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:08 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Some notes

Hi Nadine,

I haven't had an opportunity to review these yet, but please see the additional comments from Commissioner Currin.

Please let me know if you have any questions or need any additional assistance.

Thank you,

Amber

---

**From:** Currin, Margaret P. [<mailto:currinm@campbell.edu>]  
**Sent:** Tuesday, September 08, 2015 4:00 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Some notes

Hi, Amber. A few questions (some for my own edification) on the HHS-DHS Regs.

10A NCAC 14E .0111

Line 14—"shall be considered"—Considered for what? I assume this is saying that an inspection shall be conducted whenever its purpose is to determine whether the clinic is compliance with the rules . . . or whenever there is reason to believe that it isn't.

Lines 19 and 20—I assume that “within 10 business days of receipt” is days of receipt of the notification of the deficiencies. Would including clarification of receipt of what help?

10A NCAC 14E .0306

Line 4—“must” or “shall”?

Line 17—“that” instead of “which”

10A NCAC 14E .0307

(c)—What is an “adequate number”? How is it determined?

(d)—At least one RN? I guess when (c) and (d) are read together, additional meaning is provided?

10A NCAC 14E .0310

(c)—The clinic has to have a written agreement with a nearby hospital to transfer emergency cases. But if they’ve tried to contract with such a facility and have failed, they are still in compliance?????

MPC

Margaret Person Currin  
Professor of Law & Externship Director  
Campbell University School of Law  
225 Hillsborough Street, Suite 432  
Raleigh, NC 27603

VOX: 919-865-4683

FAX: 919-865-5885

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities  
**Date:** Tuesday, September 08, 2015 5:17:39 PM  
**Attachments:** [RRC comments 2015 FINAL.pdf](#)

---

Fyi, these are additional comments submitted to the RRC on the abortion rules. Please note: These are different comments than what has been submitted in the prior comments.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:06 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

[These are different comments.](#)

---

**From:** Heather Shumaker [<mailto:hshumaker@prochoice.org>]  
**Sent:** Tuesday, September 08, 2015 5:00 PM  
**Subject:** Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

Dear Rules Review Commission Staff,

Please find attached written comments on the proposed amendments regarding the licensing of abortion facilities. Please feel free to contact me with any questions.

Best Regards,

Heather D. Shumaker, JD \*  
State Policy Director  
National Abortion Federation  
1660 L Street, NW, Suite 450  
Washington, DC 20036  
[hshumaker@prochoice.org](mailto:hshumaker@prochoice.org)  
[202.667.5881 ext 220](tel:202.667.5881)  
[www.prochoice.org](http://www.prochoice.org)

\*Admitted to the New York Bar

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on Rules for abortion clinics  
**Date:** Tuesday, September 08, 2015 5:13:35 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)  
[image006.png](#)  
[image007.png](#)  
[Provider Comments for Rules Commission- Bryant.docx](#)

---

Fyi, another comment submitted to the RRC on the abortion rules. This is the same comment like the others submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on Rules for abortion clinics

---

**From:** Bryant, Amy [[mailto:amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)]  
**Sent:** Tuesday, September 08, 2015 4:36 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments on Rules for abortion clinics

Dear Ms. May,

Please see below my concerns regarding proposed rules on certifications of clinics for abortion. These comments are also attached here.

Thank you very much.

Sincerely,

Amy Bryant

**Amy Bryant, MD, MSCR** | Assistant Professor  
Division of Family Planning, Department of Obstetrics & Gynecology  
University of North Carolina School of Medicine

3020 Old Clinic Building, CB 7570  
Chapel Hill, NC 27599-7570

Office: 919-962-4880 | Fax: 919-843-6691  
Appointments: 919-843-5633

[amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)



<http://www.med.unc.edu/obgyn/>



September 8, 2015

**Via electronic mail**

Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As an obstetrician/gynecologist, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. Misunderstandings about rules could make it difficult to care for patients in the safest and most appropriate ways.

I am specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is my understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, I believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

I am concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so I respectfully suggest a simple edit to this sentence to clarify its meaning.



**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Amy Bryant", followed by a stylized flourish.

Amy Bryant, MD, MSCR | Assistant Professor  
University of North Carolina School of Medicine

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**From:** [Rulescoordinator, Dhsr](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexda](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:56:18 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

This abortion rules comment was also sent to the Rules Coordinator email address.

---

**From:** Genevieve Scott [mailto:gscott@reprorights.org]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk  
**Cc:** Rulescoordinator, Dhsr  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment on Rules Filed by DHHS  
**Date:** Tuesday, September 08, 2015 11:05:50 AM  
**Attachments:** [NARAL Comment on DHHS Rules.pdf](#)

---

Fyi, another comment from RRC on the AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 11:04 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment on Rules Filed by DHHS

**From:** Chavi Koneru [<mailto:chavi@prochoicenc.org>]  
**Sent:** Tuesday, September 08, 2015 11:02 AM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment on Rules Filed by DHHS

Hi Amber,

I got your contact information from Susanna Birdsong at the ACLU.

I am attaching a comment letter that I would like to submit, on behalf of NARAL, relating to the rules filed by DHHS. There are a couple of others who are also submitting letters (or may have already). I just wanted to make sure that it was alright to send you our comments and that you would be willing to share them with all the Commissioners. Please let me know if we should be sending this information to someone else.

Thanks for your help,

Chavi

--

Chavi Khanna Koneru  
Policy Analyst and Operations Coordinator  
NARAL Pro-Choice North Carolina  
Office phone: (919) 908-8930  
Messages: (919) 908-9321

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error, please notify the sender immediately and delete all records of this email.

**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:52:53 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

Fyi, another comment submitted to RRC on the abortion rules.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 2:31 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E

---

**From:** Genevieve Scott [<mailto:gscott@reprorights.org>]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Rulescoordinator, Dhsr <[dhsr.rulescoordinator@dhhs.nc.gov](mailto:dhsr.rulescoordinator@dhhs.nc.gov)>  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Lewis, Steven](#)  
**To:** [Conley, Azzie](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:56:52 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment for section 10A NCAC 14E .0311  
**Date:** Tuesday, September 08, 2015 10:54:42 AM  
**Attachments:** [93BB64C5-057D-41DB-8FFF-FDD657894209\[6\].png](#)  
[Provider Comment MLZ 9.7.15.docx](#)

---

Fyi, additional comment RRC received for AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 9:40 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment for section 10A NCAC 14E .0311

[Same with this one.](#)

---

**From:** MATTHEW ZERDEN [<mailto:MZERDEN@wakemed.org>]  
**Sent:** Monday, September 07, 2015 10:41 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment for section 10A NCAC 14E .0311

Hi,

Please see the attached letter.

Thank you for your consideration. Please let me know if you have any additional questions,

**Matthew L. Zerden, MD, MPH**

OB Hospitalist,

WakeMed North Family Health & Women's Hospital

Ph: (919) 350-8000

[MZerden@WakeMed.Org](mailto:MZerden@WakeMed.Org)



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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rule technical changes  
**Date:** Monday, September 07, 2015 11:41:24 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

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Hi Azzie,

So much for not working on a holiday! I went through Steve's comments on the AB technical change request document and saw the things you addressed. I found some additional items that need to be addressed and highlighted them in yellow for you on this updated response document. I also put some comments in green to you. The other stuff on the document I took care of for changing the rule and I responded in blue font to send back to Amber. I also put a refreshed version of all the rules in the AB dropbox on the S drive. Please look at all the changes I made to double check me and make sure you are ok with them. I also put the revised response document in the dropbox too. I would like to send Amber the revised rules and the response to the technical changes on Wednesday so she has time to review them and give us time to address any further questions/rule changes after she looks at it.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [May, Amber Cronk](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Technical Change Requests  
**Date:** Friday, August 28, 2015 12:03:42 PM  
**Attachments:** [DHHS- DHSR Technical Changes September 2015.docx](#)

---

Hi Nadine,

I hope that all is well. Please find attached technical change requests for the Rule submitted for RRC review at their September 17, 2015 meeting.

As always, please let me know if you have any questions or concerns with any of my requests.

Thank you,

Amber Cronk May  
Rules Review Commission Counsel  
Office of Administrative Hearings – Rules Division  
919-431-3074

---

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**From:** [Jones, Duane](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hospital Check List  
**Date:** Tuesday, August 25, 2015 4:57:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

Are you talking about a blank initial hospital state licensure list? If so I have attached it.

D.

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 4:52 PM  
**To:** Jones, Duane  
**Subject:** RE: Cecilia Boone

Do you have the survey checklist used for SBH Leland?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones, Duane  
**Sent:** Tuesday, August 25, 2015 4:44 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; DHSR.AcuteHomeCare <[DHSR.AcuteHomeCare@dhhs.nc.gov](mailto:DHSR.AcuteHomeCare@dhhs.nc.gov)>  
**Subject:** RE: Cecilia Boone

Congratulations! I wish you the best of luck and great success!

Duane

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 3:45 PM  
**To:** DHSR.AcuteHomeCare  
**Cc:** Conley, Azzie  
**Subject:** Cecilia Boone

*Please join with me in extending congratulations to Cecilia Boone! She has accepted a position with the DSOF and will be resigning on September 17, 2015. Cecilia has done outstanding work as a consultant with the Acute Team and will be missed. Congratulations to Cecilia in her new endeavor!*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules technical changes  
**Date:** Friday, August 28, 2015 6:11:03 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15.docx](#)  
**Importance:** High

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Hi Azzie,

I have worked on the AB rules technical changes we received from Amber today. I have put all the revised rules in the rules Drop Box Abortion rules folder on the S drive so you can see what I have done. One rule (.0109) I did not make any revisions to, but I included it in there in case you wanted to make any changes to the rule. Amber sent technical changes on 19 of the 20 rules.

What I did on this response document (attached) is I responded to each request she sent using [blue](#) font. If I revised the rule, you will see a "done" or "deleted" or something to that effect beside the comment. If there was something I had no clue over, I put ??? in there for you to address. I also may have left you a note asking if you wanted me to change something or not. I attempted to answer some of the requests/questions that I felt comfortable doing, but don't get too excited, there weren't that many!

Please add to the response document, continuing in the same [blue](#) font so Amber can easily see our responses when I send this back to her. Just send me the response document back with your revisions as well as any rule revisions. Or if you want to put any of your rule revisions back in the drop box rather than email them to me that is fine, just let me know. I would like to send these to Amber by the end of next week if possible in case she has additional questions.

Give me a call if you need me, you know how to find me!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** adoption approval  
**Date:** Monday, July 20, 2015 5:05:28 PM  
**Attachments:** [AdoptionApproval7-20-15.pdf](#)

---

Azzie,

The abortion rules have been adopted by Drexdal. See attached. I will work on the paperwork for submitting the rules to the RRC. The deadline is 8/20/15, but my target is sometime this week so they don't sit on my desk.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#)  
**Cc:** [Carraway, Shelley](#); [Conley, Azzie](#); [Craddock, Amy D](#); [Dickson, Tom E](#); [Frisone, Martha](#); [Bennett, Paige](#); [Cogswell, Betty](#); [Fisk, Kelli](#); [Mclamb, Sandra](#); [Brown, Elizabeth](#); [Cogswell, Betty](#)  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals  
**Date:** Monday, July 20, 2015 3:19:51 PM  
**Attachments:** [2016 License Renewals.xlsx](#)

---

Attached is a copy of the proposed LRA printing schedule for 2016 renewals.

Please note this is subject to change based on when all the changes have been completed and approved.

This week we will be setting up meetings and sending out invitations to all who need to attend these meetings to discuss changes on the LRAs. Please look out for them and let us know if we've missed anyone.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-715-4413  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www.ncdhhs.gov.dhsr](http://www.ncdhhs.gov.dhsr)

---

**From:** Yakaboski, Greg  
**Sent:** Wednesday, July 15, 2015 4:15 PM  
**To:** Brown, Elizabeth  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett, Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Thanks Elizabeth. Sounds good.

Jodi showed me this years proposed LRA schedule and I believe the date that was in there was August 18<sup>th</sup> for changes. The dates are subject to change. Jodi will be emailing out a copy of that proposed schedule.

Greg

---

**From:** Brown, Elizabeth  
**Sent:** Wednesday, July 15, 2015 2:54 PM  
**To:** Yakaboski, Greg  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett,



Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra

**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Greg,

At this time, I do not have or know of any hospice recommended changes to the hospice data collection portion of the hospital LRA. However, I am not scheduled to meet with representatives from the hospice industry until July 28, 2015. It is possible that something could come out of discussions on that day. I will keep you posted.

Regards,

Elizabeth K. Brown

N.C. Department of Health and Human Services

Planner, Healthcare Planning and Certificate of Need - Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

Phone: 919-855-3865

Fax: 919-715-4413

[elizabeth.brown@dhhs.nc.gov](mailto:elizabeth.brown@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Yakaboski, Greg

**Sent:** Wednesday, July 15, 2015 1:59 PM

**To:** Craddock, Amy D; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Fisk, Kelli

**Cc:** Stanford, Jodi E; Cogswell, Betty; Mclamb, Sandra; Frisone, Martha

**Subject:** LRA's Hospitals and Mental Health Hospitals

To the Planning Team,

I will be out of the office the week of July 27<sup>th</sup> and August 3<sup>rd</sup>.

Amy and Tom,

Sounds like you both anticipate the need for some changes/updates in the LRA's for Hospitals and Mental Health Hospitals. Question- when do you think you could write down your proposed changes/updates to both LRA's? After you have your proposed changes written down would it be helpful to look over those proposed changes together?

Elizabeth and Paige,

Do either of you have, or know of, any proposed changes/updates to the LRA's for either the Hospitals and/or the Mental Health Hospitals? If yes, same questions as above.

I will be sending a separate email to Azzie letting her know that we anticipate having some changes/updates to the above referenced LRA's and also asking who she would like for us to contact in her Section on this issue. Is anyone aware of any other stakeholders involved in the LRA's for Hospitals and Mental Health Hospitals whom we should contact and bring in on this years LRA's?

Thanks,  
Greg

Gregory F. Yakaboski  
Assistant Chief, Healthcare Planning and Certificate of Need Section- Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
Phone # (Office) 919-855-3873  
[Greg.yakaboski@dhhs.nc.gov](mailto:Greg.yakaboski@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** hx note changed  
**Date:** Thursday, July 16, 2015 10:52:04 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

I changed the hx note to .0101 on AB rule to reflect the new part of statute. See attached. Also, I put the effective date on all the rules. I did that after I sent the rules to you. I know you trust me that I did that. ☺ I will send you a copy what we submit to RRC.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised history note for rules  
**Date:** Wednesday, July 15, 2015 10:08:45 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi Azzie,

I revised the history notes for those 2 AB rules (.0111 and .0306) by adding the GS and attached them for you to look at. (they are also in the drop box—I overwrote the older version). For rule .0101, I had put the new SL in the statute rather than the GS. My thoughts were that although “qualified physician” is defined in the new addition of (g) to the statute from the law, maybe we should put the SL down since that term is used with additions to other parts of the statute from the law as well. Your thoughts on the history note for rule .0101? (attached)

The other thought is Amanda and Amber at RRC didn’t say anything about us adding the SL to the hx note when they looked at .0101. I feel certain they will comment or ask us to add/delete to the history note if we have not done it correctly.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#); [May, Amber Cronk](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** rule for review  
**Date:** Friday, July 10, 2015 3:16:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi,

As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for "qualified physician" so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised definition rule  
**Date:** Friday, July 10, 2015 2:35:12 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Azzie,

Here is the revised AB definition rule we talked about. I added in the history note, the new SL. Did you want me to add this SL to the revised rules .0111 and .0306 as well? (those are the two I made the minor changes to based on the review I did in checking them against the current rule language).

Before I have Drexdal approve them all, I will send you them (or put them in the drop box, whichever you prefer) to review one more time to be sure you agree with the version that I have is what we are going forward with.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules  
**Date:** Monday, July 13, 2015 10:21:05 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[RRC 10A NCAC 14E .0303.doc](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)  
[RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0307.doc](#)  
[RRC 10A NCAC 14E .0308.doc](#)  
[RRC 10A NCAC 14E .0309.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0311.doc](#)  
[RRC 10A NCAC 14E .0313.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)

---

Good morning Azzie,

These are the version of the Abortion rules that I have for submitting to the RRC. I have also put them in the rules drop box on the S drive in case you don't want to download these and view these or open them up individually. Please let me know if you are ok with the text on these rules and the changes to the rules that have the changes in them.

My only question is, for rules .0111 and .0306, do you want to add the new SL to the history note or did you want to just add GS. 14-45.1(a1)? I think we could go either way since the SL is amending that statute and just adding that part to the GS that would pertain to the rule). Let me know and I will add it.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules revisions  
**Date:** Thursday, June 25, 2015 4:06:59 PM  
**Attachments:** [RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)  
[15a ncac 18a .1301.pdf](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)

---

Hi Azzie,

I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexdal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexdal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Abortion rules  
**Date:** Tuesday, June 16, 2015 9:50:33 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101.doc](#)

---

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** SL 2015-62  
**Date:** Monday, June 15, 2015 6:02:58 PM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Goodman, Jesse](#)  
**To:** [Pratt, Drexdal](#); [Conley, Azzie](#); [Ouimet, Cheryl](#); [Christian, Patsy](#)  
**Subject:** New Abortion Language  
**Date:** Wednesday, May 27, 2015 2:57:50 PM  
**Attachments:** [H465v2.pdf](#)  
[HB\\_465\\_Ex.pdf](#)  
[hb\\_465\\_Sen\\_PCS.pdf](#)

---

All,

Attached is the PCS and summary for H 465. I have also attached the current version of H465 that passed the House. There are some additions such as all employee must be 18 and only OB/GYNs can perform non-emergency procedures while any physician can perform medical emergency procedures as defined by G.S. 90-21.81(5) Medical emergency. - A condition which, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible physical impairment of a major bodily function, not including any psychological or emotional conditions. For purposes of this definition, no condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function.

Please let me know if you have concerns. Don't know what can be done at this point but will pass them along for further consideration.

Jesse

---

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**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:52 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

---

FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** 10:00 AM  
**LOCATION:** 643 LOB  
**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

---

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:48 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Bailey, Kelly D](#)  
**To:** [Vojtko, Dana](#); [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules to be entered into the Code  
**Date:** Tuesday, September 29, 2015 3:27:18 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0206.docx](#)

---

Hi Nadine,

Here are the corrections.

Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

---

**From:** Vojtko, Dana  
**Sent:** Tuesday, September 29, 2015 2:02 PM  
**To:** Pfeiffer, Nadine <nadine.pfeiffer@dhhs.nc.gov>; Bailey, Kelly D <kelly.bailey@oah.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>  
**Subject:** RE: Rules to be entered into the Code

Nadine,

## **26 NCAC 02C .0109 CITATION TO AUTHORITIES**

(a) The agency shall cite authorities according to the most current edition of the rules of citation contained in "A Uniform System of Citation" except as listed in Paragraph (b) of this Rule. "A Uniform System of Citation" is hereby incorporated by reference and includes subsequent amendments and editions. A copy may be obtained from the Harvard Law Review Association, Gannett House, 1511 Massachusetts Ave., Cambridge, Massachusetts 02138 at a cost of sixteen dollars (\$16.00).

(b) The agency shall cite:

- (1) the General Statutes of North Carolina as "G.S. #";
- (2) the Session Laws of North Carolina as "S.L. 20xx-xxx, s. x";
- (3) an Executive Order issued by the Governor as "E.O. #, (Governor's name), (year)";
- (4) the North Carolina Administrative Code as "(Title #) NCAC (Chapter or Subchapter #) (.####)";  
and
- (5) the North Carolina Register as "(Vol. #) NCR (Issue #), (page #)".

*History Note:* Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;  
Temporary Adoption Eff. November 1, 1995;  
Eff. April 1, 1996;  
Amended Eff. December 1, 2002.

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the

correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

This change was made pursuant to (1) shown in above OAH rule. It would also be correct to state "Article 9A, G.S. 90."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in our history note to RRC. Which one is correct, or does it matter?

See (2) in the above OAH rule, there should be a space. Kelly will add a space to the citation in rule .0303.

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Kelly will make this correction.

Thank you for your review. Let me know if you have any questions.

Dana

**Dana Vojtko**

*Publications Coordinator*

*Office of Administrative Hearings*

*(919) 431-3075*

[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

---

**From:** Pfeiffer, Nadine

**Sent:** Tuesday, September 29, 2015 1:15 PM

**To:** Bailey, Kelly D <[kelly.bailey@oah.nc.gov](mailto:kelly.bailey@oah.nc.gov)>

**Cc:** Vojtko, Dana <[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Rules to be entered into the Code

Hi Kelly,

I have reviewed the rules to be entered into the Code for 10A NCAC 14E and I found some things that I wanted to bring to your attention. I know some things you all automatically fix if it is a wording error for the Code (like substituting the word "Section" for "Subchapter") but I want to point some things out I found:

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in



our history note to RRC. Which one is correct, or does it matter?

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Everything else looks great!

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#); [Vojtko, Dana](#)  
**Subject:** Rule to be Entered into the Code  
**Date:** Monday, September 28, 2015 3:06:05 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0304.docx](#)  
[10A NCAC 14E .0305.docx](#)  
[10A NCAC 14E .0306.docx](#)  
[10A NCAC 14E .0307.docx](#)  
[10A NCAC 14E .0308.docx](#)  
[10A NCAC 14E .0309.docx](#)  
[10A NCAC 14E .0310.docx](#)  
[10A NCAC 14E .0311.docx](#)  
[10A NCAC 14E .0313.docx](#)  
[10A NCAC 14E .0315.docx](#)  
[10A NCAC 14E .0101.docx](#)  
[10A NCAC 14E .0104.docx](#)  
[10A NCAC 14E .0109.docx](#)  
[10A NCAC 14E .0111.docx](#)  
[10A NCAC 14E .0201.docx](#)  
[10A NCAC 14E .0202.docx](#)  
[10A NCAC 14E .0206.docx](#)  
[10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.docx](#)

---

Hi Nadine,

Attached are Rules **10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302 - .0311, .0313, and .0315,** to be entered into the NC Administrative Code.

Pursuant to 26 NCAC 02C .0114, the agency shall notify OAH of any error made in the attached draft within 5 business days of receipt of this email. If OAH receives written notification from the agency of any error made by OAH, OAH shall correct the error.

OAH does not post rules to the internet until the agency has responded or until 5 business days has expired.

Even though the OAH rule does not require agencies to respond if the final draft is OK, we will post your rules on the internet if we should hear from you before the 5<sup>th</sup> business day.

Please acknowledge receipt of this e-mail.

Thank you, and have a great week!

*Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083*

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:49:25 PM

---

I haven't hear have got to call patsy about a nh issue will let you know.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:49 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** RE: Section hot topics

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM

**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
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[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)

~. Abortion: (collaborate with DPH, IT)

Implementation of amended rules

Annual surveys

Posting of surveys results on DHSR / DHHS website access

Collection of data (hospitals, ASC, ABCs)

Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:47:34 PM

---

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

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- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
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  - Federal workload

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Annual surveys

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CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Bcc:** [Conley, Azzie](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:16:00 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603



(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexldal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Tuesday, September 15, 2015 3:55:00 PM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Monday, September 14, 2015 9:21 AM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**To:** [Womble, C. Trent](#)  
**Subject:** RE: Timeline for Form 990 info  
**Date:** Thursday, September 10, 2015 1:20:00 PM

---

2016. I will keep you posted.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
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---

**From:** Womble, C. Trent  
**Sent:** Thursday, September 10, 2015 12:47 PM  
**To:** Conley, Azzie  
**Subject:** RE: Timeline for Form 990 info

Ok. Thanks for the update. December 2016, or 2015?

---

**From:** Conley, Azzie  
**Sent:** Thursday, September 10, 2015 11:21 AM  
**To:** Womble, C. Trent <[Trent.Womble@dhhs.nc.gov](mailto:Trent.Womble@dhhs.nc.gov)>  
**Subject:** RE: Timeline for Form 990 info

At this point, this is rather complicated. I have left messages and have no updates to the information. I have spoken with two folk who indicate December 2016 may be a safe date to receive all information through September 30, 2015. I will email you information I've tracked internal to determine if it will assist in capturing some of the data for

Cleveland Regional  
FirstHealth Moore  
Memorial Mission  
Rutherford

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Womble, C. Trent

**Sent:** Thursday, September 10, 2015 10:19 AM

**To:** Conley, Azzie

**Subject:** RE: Timeline for Form 990 info

Definitely understand, thanks. Any idea when the spreadsheet will be ready today?

---

**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:48 AM

**To:** Womble, C. Trent <[Trent.Womble@dhhs.nc.gov](mailto:Trent.Womble@dhhs.nc.gov)>

**Subject:** RE: Timeline for Form 990 info

I am working on abortion rules comments and it will be this afternoon. Thank you

---

**From:** Womble, C. Trent

**Sent:** Wednesday, September 09, 2015 9:35 AM

**To:** Conley, Azzie

**Subject:** RE: Timeline for Form 990 info

Thanks. Please confirm item 1 for me as soon as you hear back. Appreciate your help!

---

**From:** Conley, Azzie

**Sent:** Tuesday, September 08, 2015 8:37 PM

**To:** Womble, C. Trent <[Trent.Womble@dhhs.nc.gov](mailto:Trent.Womble@dhhs.nc.gov)>

**Subject:** Re: Timeline for Form 990 info

1). Correct

2). Mid to late January may be a better gauge.

---

**From:** Womble, C. Trent

**Sent:** Tuesday, September 8, 2015 4:32:18 PM

**To:** Conley, Azzie

**Subject:** Timeline for Form 990 info

Thanks for speaking with me about this this afternoon. Just to confirm, the three items of information we need from the statute:

- The information reported on Schedule H, federal form 990, related to the organization's:

1. financial assistance at cost; and
2. the amounts reported on that schedule related to the organization's bad debt expense; and
3. the estimated amount of the organization's bad debt expense attributable to patients eligible under the organization's financial assistance policy.

For the non-profits with numbers not available, you have indicated that we will have the updated numbers for 2012 and 2013 hopefully by this Thursday for the current spreadsheet.

While you are not certain yet, you are confirming that we will be able to get the updated data for federal year October 1, 2014 – September 30, 2015 by December 2015 when the LRAs are submitted.

Last, we need to know going forward when we can expect to have the updated numbers (for the most recent workable time period) every year. It sounds like they could be obtained possibly by mid-December or the beginning of January every year.

Thanks for your help, and if you can confirm the final two points regarding the timetable tomorrow morning or as soon as possible, we would greatly appreciate it.

Trent Womble, J.D.  
Legislative Liaison  
Department of Health and Human Services  
Office of Government Affairs  
Adams Building  
101 Blair Drive, Raleigh NC 27603  
Phone: 919-855-4905  
[trent.womble@dhhs.nc.gov](mailto:trent.womble@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

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**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#)  
**Date:** Tuesday, September 15, 2015 12:29:00 PM  
**Attachments:** [H97-2015-2017 Budget.pdf](#)

---



**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** TechChgReq AB Rules Response 9-15-3  
**Date:** Thursday, September 10, 2015 11:14:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-3.docx](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** FW: TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:57:00 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

FYI

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Lewis, Steven  
**Sent:** Friday, September 04, 2015 3:57 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1  
**Date:** Friday, September 04, 2015 11:54:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

See the following. We need your feedback! Thank you

0104

0109

0201

0206

**From:** [Conley, Azzie](#)  
**To:** [Jones, Starlene](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Tuesday, August 25, 2015 5:05:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Fw: Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
**End:** Tuesday, August 18, 2015 12:00:00 PM  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

---

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**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#)  
**Subject:** Fw: SL 2015-62  
**Date:** Tuesday, June 16, 2015 5:42:32 AM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

See page 7 on posting reports.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:48:00 PM

---

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM

**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>

**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
    - Refine 2016 LRA for collection of data
    - Posting of data on DHSR and DHHS website without use of links
    - Federal workload
  - ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
    - Implementation of pilot program (oral surgery, dental, etc)
  - ~. Abortion: (collaborate with DPH, IT)
    - Implementation of amended rules
    - Annual surveys
    - Posting of surveys results on DHSR / DHHS website access
    - Collection of data (hospitals, ASC, ABCs)
    - Refine 2016 LRA to obtain more details on the disposal of products of conception
  - ~. ESRD
    - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program
    - Expansion of hemo-dialysis into nursing homes
- CLIA:
- ~. Pathology rules
  - ~. Federal Workload
  - ~. Consultant staffing (related medical care, competitive salaries)

OTHER:

- ~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

[Azzie Y. Conley, RN](#)



N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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(Fax) 919-715-3073

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Section hot topics  
**Date:** Monday, September 28, 2015 2:28:00 PM

---

Cindy:

Please review. I would like to submit today.

Home Care:

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- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

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- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
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  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)
- ~. Abortion: (collaborate with DPH, IT)
  - Implementation of amended rules
  - Annual surveys
  - Posting of surveys results on DHSR / DHHS website access
  - Collection of data (hospitals, ASC, ABCs)
  - Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

- 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program
- Expansion of hemo-dialysis into nursing homes

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (related medical care, competitive salaries)

OTHER:

- ~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
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Division of Health Service Regulation  
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Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:03 PM

---

FYI

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Friday, September 18, 2015 2:38:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)  
[2015Hosp App.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#); [Burgon, Bethany](#); [Lewis, Steven](#)  
**Subject:** RE: Thank you!  
**Date:** Friday, September 18, 2015 12:51:00 PM

---

Yep!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 18, 2015 12:49 PM  
**To:** Burgon, Bethany; Conley, Azzie; Lewis, Steven  
**Subject:** RE: Thank you!

The same to you all. And I found my keys! On the living room chair. Must have dropped them there when I was getting a CD for the car. Guess I had too much on my mind!

---

**From:** Burgon, Bethany [<mailto:BBurgon@ncdoj.gov>]  
**Sent:** Friday, September 18, 2015 12:46 PM  
**To:** Conley, Azzie; Pfeiffer, Nadine; Lewis, Steven  
**Subject:** RE: Thank you!



Thanks for all your hard work guys. Have a great weekend!

**Bethany A. Burgon**  
Assistant Attorney General  
North Carolina Department of Justice  
114 West Edenton Street  
Post Office Box 629  
Raleigh, NC 27602-0629  
Office: (919) 716-6860  
Fax: (919) 716-6756

---

**From:** Conley, Azzie [<mailto:azzie.conley@dhhs.nc.gov>]  
**Sent:** Friday, September 18, 2015 12:30 PM  
**To:** Burgon, Bethany; Pfeiffer, Nadine; Lewis, Steven  
**Subject:** RE: Thank you!

Happy Friday!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Burgon, Bethany [<mailto:BBurgon@ncdoj.gov>]  
**Sent:** Thursday, September 17, 2015 5:07 PM  
**To:** Conley, Azzie; Pfeiffer, Nadine; Lewis, Steven  
**Subject:** RE: Thank you!

I agree!

**Bethany A. Burgon**  
Assistant Attorney General  
North Carolina Department of Justice  
114 West Edenton Street  
Post Office Box 629  
Raleigh, NC 27602-0629  
Office: (919) 716-6860  
Fax: (919) 716-6756

---

**From:** Conley, Azzie [<mailto:azzie.conley@dhhs.nc.gov>]  
**Sent:** Thursday, September 17, 2015 4:52 PM  
**To:** Pfeiffer, Nadine; Lewis, Steven; Burgon, Bethany  
**Subject:** RE: Thank you!

Off!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 17, 2015 4:48 PM  
**To:** Conley, Azzie; Lewis, Steven; Bethany Burgon  
**Subject:** RE: Thank you!

What about this evening?

---

**From:** Conley, Azzie  
**Sent:** Thursday, September 17, 2015 4:42 PM  
**To:** Pfeiffer, Nadine; Lewis, Steven; Bethany Burgon  
**Subject:** RE: Thank you!

Thank you! I vote you take Saturday off!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 17, 2015 4:34 PM  
**To:** Conley, Azzie; Lewis, Steven; Bethany Burgon  
**Subject:** Thank you!

Thank you for everything for making these abortion rules happen today. Amber said she would let me know if they received any letters. So far, nothing.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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error, please notify the sender immediately and delete all records of this e-mail.

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Deporter, Cindy](#)  
**Subject:** ABC data legislation  
**Date:** Friday, September 18, 2015 12:26:00 PM

---

Linda:

I will be out of the office Monday through Wednesday. I have hospital files in my office that questions have been raised regarding abortion procedures and other items. I have referred a couple folk to you regarding the process to amend data in hospital files. Concerns go as far back as the 2009 LRA data (SMILE).

Lynn will be covering in my absence and available to assist as needed. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: FYI  
**Date:** Sunday, September 20, 2015 3:05:10 PM

---

I will check with Shonda. Thank you!

Sent from my iPhone

On Sep 20, 2015, at 2:04 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Thank you!  
Gaye turned it in.

---

**From:** Ethridge, Lynn  
**Sent:** Sunday, September 20, 2015 2:03:16 PM  
**To:** Conley, Azzie  
**Subject:** RE: FYI

I will follow up on Our Community and the AB clinic that Lea and Annette surveyed. I will also send out new travel policy and update our telework agreement. Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Sunday, September 20, 2015 1:59 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>  
**Subject:** FYI

ABC files are in my office"

- ~. If time permits, please see how we need to handle the clinic Lea and Annette surveyed.
- ~. Renee Robinson has contacted the Governor's Office. I left her a VM and she left me a VM. This is the Halifax case. I will follow up on Thursday or Friday.
- ~ Our Community is still on the late list.
- ~. I am working on questions for LRAs to capture data for transparency and post on the web.
- ~. New travel policies are in effect. Will you please remind folk of the application of overnights and comp accumulation?

- ~. Debbie has applications for Regina's old position.
- ~. I plan to post the NCJ position next position. My plans are to post as a Raleigh Office position with supervisory and travel responsibilities.
- ~. I have no update on the abortion rules.

Have a wonderful week!

---

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**From:** [Avery, Matt](#)  
**To:** [DHHS.SCHSSASUsers](#)  
**Subject:** [SCHSSASUsers] 2014 Vital Statistics Data Files  
**Date:** Tuesday, August 25, 2015 9:56:05 AM  
**Attachments:** [2014 VITAL EVENTS.xls](#)  
[ATT00001.txt](#)

---

## **VITAL STATISTICS STATISTICIANS AND DATA USERS:**

The 2014 Vital Statistics files (detail and stat) are now available for analysis on the mainframe and the stat files are also available on the server. An Excel file is attached with the file names and record counts (2014 VITAL EVENTS.xls). The pregnancy and abortion files are still being processed; I will send an e-mail notification when they are complete.

Please do not send out any infant mortality or child fatality figures until after these press releases have been disseminated – which typically occurs in September/October. You may do ad hoc requests as long as they do not inadvertently reveal any child or infant death numbers. And another reminder if you are releasing identifiable data (approved through the proper channels) to restrict to only North Carolina occurrences.

All deaths are from the revised 2014 death certificate, and the final data files will differ from prior years.

All births in 2014 are from the 2003 revision of the U.S. Standard Certificate of Live Birth – same layouts (both stat and detail) since 2011. Beginning in 2014, all fetal deaths are from the 2003 revision as well, and the layout will reflect these changes. The 2014 consolidated birth/infant death file has a different layout than prior years as all of the death data in the file(s) are now from the revised death certificate.

***Updated layouts are in the Vital Statistics Technical Packet folder in the I drive. Please pay close attention when doing any programming combining or comparing with prior years!***

Once again, records with missing race information are imputed (detail file still contains unknown races) and racial groupings are collapsed in the stat death file. Therefore, any analyses using the race variable from the detail death file will produce different figures.

Also, I do make provisional files available as they are processed throughout the year. The layouts are different and *all data elements until the files are closed can change as we QC these files throughout the year*. The birth and fetal files are updated monthly, the death file as records are keyed by Vital Records. They can be found in the following locations:

- Birth: S:\sdata1\VRAS Stat Extracts
- Death: S:\sdata1\Mortality
- Fetal Death: S:\sdata1\VRAS Fetal File

If you have any questions about the files or any trouble accessing them, please let me know. If you would rather work with SAS I have those available as well. And pass this information on to anyone who may have an interest in the data but may not be on the 'SCHS SAS users' list.

Thanks,

Matt

Matt Avery  
N.C. Department of Health and Human Services  
Supervisor, Vital Statistics  
State Center for Health Statistics – Division of Public Health  
222 N. Dawson Street  
Raleigh, NC 27603  
Phone: 919-715-4572  
Fax: 919-733-8485  
[Matt.Avery@dhhs.nc.gov](mailto:Matt.Avery@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

---

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:47 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:51 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

---

FYI

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**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** 10:00 AM  
**LOCATION:** 643 LOB  
**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)



--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

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**From:** [Conley, Azzie](#)  
**To:** [Schnider, Stuart](#)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Monday, March 23, 2015 3:10:00 PM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Schnider, Stuart [mailto:[drs@schnidergroup.com](mailto:drs@schnidergroup.com)]  
**Sent:** Monday, March 23, 2015 2:59 PM  
**To:** Conley, Azzie  
**Subject:** Re: ABC Public Comments final.xlsx

Azzie:

I am available 4/14 and 15; 4/22,23 and 24.

Thanks

Dr. S.L. Schnider

On Mon, Mar 23, 2015 at 2:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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**From:** [Conley, Azzie](#)  
**To:** [davidagrimes@charter.net](mailto:davidagrimes@charter.net)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Wednesday, March 25, 2015 7:46:14 PM

---

Thank you for your feedback! I will be in touch.

---

From: davidagrimes@charter net [davidagrimes@charter.net]  
Sent: Wednesday, March 25, 2015 7:44 PM  
To: Conley, Azzie  
Subject: RE: ABC Public Comments final.xlsx

Lots of comments, but little of substance. Few suggestions are based on any published medical evidence.

I am available for a meeting on April 17, 22, 23, and 24.

David Grimes

On Mon, Mar 23, 2015 at 2:35 PM, Conley, Azzie wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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**From:** [Conley, Azzie](#)  
**To:** [clowwing@aol.com](mailto:clowwing@aol.com)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Monday, April 13, 2015 2:34:00 PM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** [clowwing@aol.com](mailto:clowwing@aol.com) [mailto:[clowwing@aol.com](mailto:clowwing@aol.com)]  
**Sent:** Monday, April 13, 2015 2:23 PM  
**To:** Conley, Azzie  
**Subject:** Re: ABC Public Comments final.xlsx

I'll ask the staff & let you know about the scarf.

Sent from my iPhone

On Apr 13, 2015, at 8:14 AM, "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Awesome.

Do you know if your staff found a black rain scarf?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deborah Walsh [<mailto:clowwing@aol.com>]

**Sent:** Monday, April 13, 2015 2:16 AM

**To:** Conley, Azzie

**Subject:** Re: ABC Public Comments final.xlsx

Dear Azzie,

I have completed my response to the public comments. I intend to get them to you by the end of business today. Thanks for your work during this process.

Best Regards,

Deborah Walsh, Exec. Director  
Family Reproductive Health  
700 E. Hebron St.  
Charlotte, NC 28273

Sent from my iPad

On Mar 23, 2015, at 2:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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<ABC Public Comments final.xlsx>

**From:** [Conley, Azzie](#)  
**To:** [Deborah Walsh](#)  
**Subject:** RE: ABC Public Comments final.xlsx  
**Date:** Tuesday, March 24, 2015 7:05:55 PM

---

Thank you!

---

From: Deborah Walsh [clovwing@aol.com]  
Sent: Monday, March 23, 2015 8:20 PM  
To: Conley, Azzie  
Subject: Re: ABC Public Comments final.xlsx

Dear Azzie,

Thank you for sending the comments received on the proposed draft abortion clinic rules. I prefer the week of April 13, 2015. I would be unable to attend on April 20th, but could attend on the other days of that week. I will review these comments & respond shortly. Thank you for organizing this material.

Deborah Walsh, Exec. Director  
Family Reproductive Health  
700 E. Hebron St.  
Charlotte, NC 28273  
familyreproductive.com<<http://familyreproductive.com>>

Sent from my iPad

On Mar 23, 2015, at 2:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)<<mailto:azzie.conley@dhhs.nc.gov>>>> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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<ABC Public Comments final.xlsx>

**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

---

Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Britt, Christy](#); [Granger, Jon](#); [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Thursday, September 17, 2015 9:00:00 AM  
**End:** Thursday, September 17, 2015 12:00:00 PM  
**Location:** OAH office

---

RP Industrial & Analytical Rules  
Abortion Rules

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#)  
**Subject:** Hospital LRA - Review  
**Attachments:** [2015\\_apphl\\_hldata - Final - Blank Copy.doc](#)  
[2015\\_apphl\\_nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlnhsupp\].doc](#)  
[2015\\_apphl\\_cover\\_ltr \[hlonly\].doc](#)

---

If we forgot to include anyone please forward this meeting to them.

Jodi & Sandra

---

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[2015 apphl cover ltr \[hlonly\].doc](#)

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We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

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**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** RE: Abortion clinic certification rules  
**Date:** Tuesday, September 08, 2015 11:54:35 AM

---

Interesting. He was on

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
Azzie.Conley@dhhs.nc.gov  
<http://www.ncdhhs.gov/dhsr>

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-----Original Message-----

From: Pfeiffer, Nadine  
Sent: Tuesday, September 08, 2015 10:54 AM  
To: Conley, Azzie <azzie.conley@dhhs.nc.gov>  
Cc: Pratt, Drexdal <drexdal.pratt@dhhs.nc.gov>  
Subject: FW: Abortion clinic certification rules

Fyi. Additional comments RRC received. See below.

-----Original Message-----

From: May, Amber Cronk  
Sent: Tuesday, September 08, 2015 9:40 AM  
To: Pfeiffer, Nadine  
Subject: FW: Abortion clinic certification rules

We received this comment this morning and it doesn't appear that you were copied.

-----Original Message-----

From: David Grimes [<mailto:dagrimes@mindspring.com>]  
Sent: Tuesday, September 08, 2015 8:39 AM  
To: May, Amber Cronk <amber.may@oah.nc.gov>  
Subject: Abortion clinic certification rules

September 7, 2015  
Via electronic mail  
Rules Review Commission Members  
Office of Administrative Hearings – Rules Division

Attn: Amber May, Commission Counsel  
Amber.may@oah.nc.gov

Dear Chairman Dunklin and Members of the Commission,

I write to comment on one point in the proposed rules change. As background, I have been a gynecologist for more than 4 decades, and I was a member of the advisory committee that met with Ms. Conley and other staff of DHHS when these rule changes were being considered. One ambiguity needs to be resolved before the proposed rules go forward.

Section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, "The procedure room shall be maintained exclusively for abortion procedures . . ." from the original language, which read "The operating room shall be maintained exclusively for surgical procedures . . . ." I believe this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, this may result in significant ambiguity in the rule's interpretation. I believe the sentence should be deleted altogether.

On days of the week when a clinic procedure room is not being used for abortion, it should be able to be used for other medical purposes. These could include performing vaginal ultrasound examinations, doing IUD and Nexplanon insertions, and endometrial biopsies. There is no valid medical reason to leave a room vacant and unused for other gynecological procedures. This restriction has no medical justification. Moreover, this is not the standard of care in hospital operating rooms, which are used for many types of procedures.

If you have any questions about my comments, please let me know. Thank you for your consideration.

Sincerely,

David A. Grimes, MD, FACOG, FACPM  
PO Box 1972  
Carolina Beach, NC28428

---

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---

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**From:** [Glendening, Erin](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: SL 2015-62  
**Date:** Tuesday, June 16, 2015 5:15:37 PM

---

I'm guessing that you and I have to have a meeting or two to discuss this. Hopefully it can wait until after I get back from vacation in July.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, June 16, 2015 5:43 AM  
**To:** Glendening, Erin  
**Subject:** Fw: SL 2015-62

See page 7 on posting reports.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Subject:** Fw: DMA notifications  
**Date:** Tuesday, May 19, 2015 10:17:16 PM

---

Do you need more information?

---

**From:** Deporter, Cindy  
**Sent:** Tuesday, May 19, 2015 6:10:07 PM  
**To:** Conley, Azzie  
**Subject:** Re: DMA notifications

These look good to me

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

On May 19, 2015, at 4:42 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

**What other changes are needed?**

**Acute and Home Care Section**

Abortion clinics (state licensed only: copy of letter for administrative sanction)  
Ambulatory Surgery Center (state licensed only: copy of letter for administrative sanction)  
Ambulatory Surgery Center (CMS 1539 is used for communication)  
ESRD ( CMS 1539 is used for communication)  
Home Care Agency (state licensed only: copy of letter for administrative sanction)  
Home Health Agency ( CMS 139 is used for communication)  
Hospice ( CMS 1539 is used for communication)  
Hospital ( CMS 1539 is used for communication)  
Title XVIII ( CMS 139 is used for communication)

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
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[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

Patsy

These meetings are more productive when planning staff have reviewed the applications and identified critical changes. It is non

---

From: Conley, Azzie on behalf of Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 5:16:40 PM  
To: Yakaboski, Greg; Frisone, Martha  
Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
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We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

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Jodi & Sandra

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Re: DMA notifications  
**Date:** Tuesday, May 19, 2015 10:20:46 PM

---

**From:** Deporter, Cindy  
**Sent:** Tuesday, May 19, 2015 6:10 PM  
**To:** Conley, Azzie  
**Subject:** Re: DMA notifications

These look good to me

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

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Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**Date:** Tuesday, May 19, 2015 10:20:13 PM

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**From:** Deporter, Cindy  
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**To:** Conley, Azzie  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
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From: Conley, Azzie on behalf of Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 5:16 PM  
To: Yakaboski, Greg; Frisone, Martha  
Subject: Fw: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

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To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
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Jodi & Sandra

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**To:** [Yakaboski, Greg](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Frisone, Martha](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Canceled: RRC meeting  
**Start:** Tuesday, June 16, 2015 10:00:00 AM  
**End:** Tuesday, June 16, 2015 12:00:00 PM  
**Location:** OAH office  
**Importance:** High

---

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16th. Meeting to approve the Abortion rules

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments to Abortion Facility Regulations  
**Date:** Tuesday, September 08, 2015 5:12:44 PM  
**Attachments:** [Rules Review Commission Comments.pdf](#)

---

Fyi, additional comments submitted to RRC. This is the same as the other comments submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments to Abortion Facility Regulations

**From:** Melissa Reed [<mailto:melissa.reed@ppsat.org>]  
**Sent:** Tuesday, September 08, 2015 4:11 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments to Abortion Facility Regulations

Hello,

Please see attached out comments regarding the proposed rules on certifications of clinics for abortion.

Respectfully,

Melissa Reed

--

Melissa L. Reed, Esq.  
VP of Public Policy, Planned Parenthood South Atlantic  
Executive Director, Planned Parenthood Votes! South Atlantic  
Mobile: [919-924-1520](tel:919-924-1520)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Some notes  
**Date:** Tuesday, September 08, 2015 5:45:30 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15-2.docx](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)

---

Azzie,  
Margaret Currin, one of the RRC Commissioners (used to be the Chairman) has some additional questions regarding the abortion rules. We will have to respond to these additional questions like they are technical changes/requests. I have added them to the technical change document under each rule and attempted to respond to them. Please review, make sure what I added was correct and add if needed. I am attaching a revised technical change response document and also a revised .0306 since I made a change to that rule. I also put these documents in the drop box if it is easier for you to find them there.

This seems like it never ends, does it?

Thanks.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:08 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Some notes

Hi Nadine,

I haven't had an opportunity to review these yet, but please see the additional comments from Commissioner Currin.

Please let me know if you have any questions or need any additional assistance.

Thank you,

Amber

---

**From:** Currin, Margaret P. [<mailto:currinm@campbell.edu>]  
**Sent:** Tuesday, September 08, 2015 4:00 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Some notes

Hi, Amber. A few questions (some for my own edification) on the HHS-DHS Regs.

10A NCAC 14E .0111

Line 14—"shall be considered"—Considered for what? I assume this is saying that an inspection shall be conducted whenever its purpose is to determine whether the clinic is compliance with the rules . . . or whenever there is reason to believe that it isn't.

Lines 19 and 20—I assume that “within 10 business days of receipt” is days of receipt of the notification of the deficiencies. Would including clarification of receipt of what help?

10A NCAC 14E .0306

Line 4—“must” or “shall”?

Line 17—“that” instead of “which”

10A NCAC 14E .0307

(c)—What is an “adequate number”? How is it determined?

(d)—At least one RN? I guess when (c) and (d) are read together, additional meaning is provided?

10A NCAC 14E .0310

(c)—The clinic has to have a written agreement with a nearby hospital to transfer emergency cases. But if they’ve tried to contract with such a facility and have failed, they are still in compliance?????

MPC

Margaret Person Currin  
Professor of Law & Externship Director  
Campbell University School of Law  
225 Hillsborough Street, Suite 432  
Raleigh, NC 27603

VOX: 919-865-4683

FAX: 919-865-5885

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities  
**Date:** Tuesday, September 08, 2015 5:17:39 PM  
**Attachments:** [RRC comments 2015 FINAL.pdf](#)

---

Fyi, these are additional comments submitted to the RRC on the abortion rules. Please note: These are different comments than what has been submitted in the prior comments.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:06 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

[These are different comments.](#)

---

**From:** Heather Shumaker [<mailto:hshumaker@prochoice.org>]  
**Sent:** Tuesday, September 08, 2015 5:00 PM  
**Subject:** Comments on the Proposed Amendments Regarding the Licensing of Abortion Facilities

Dear Rules Review Commission Staff,

Please find attached written comments on the proposed amendments regarding the licensing of abortion facilities. Please feel free to contact me with any questions.

Best Regards,

Heather D. Shumaker, JD \*  
State Policy Director  
National Abortion Federation  
1660 L Street, NW, Suite 450  
Washington, DC 20036  
[hshumaker@prochoice.org](mailto:hshumaker@prochoice.org)  
[202.667.5881 ext 220](tel:202.667.5881)  
[www.prochoice.org](http://www.prochoice.org)

\*Admitted to the New York Bar

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: DHHS rules  
**Date:** Tuesday, September 08, 2015 5:14:38 PM

---

Fyi, this is another comment submitted to RRC on the abortion rules. This is the same comment like the others submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:06 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: DHHS rules

---

**From:** Dr Liz Deans, M.D. [<mailto:elizabeth.i.deans@duke.edu>]  
**Sent:** Tuesday, September 08, 2015 4:06 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** DHHS rules

---

Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As a obstetrician/gynecologist I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. It is important for me to ensure that rules do not detract from care of patients or limit the care we as clinicians can provide.

We are specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is our understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, we believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to

mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

We are concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so we respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for ~~abortion~~  
surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

Elizabeth Deans, MD MPH  
Assistant Professor  
Duke University  
200 Trent Drive  
244 Baker House  
Durham, North Carolina, 27710  
[Elizabeth.i.deans@duke.edu](mailto:Elizabeth.i.deans@duke.edu)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comments on Rules for abortion clinics  
**Date:** Tuesday, September 08, 2015 5:13:35 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)  
[image006.png](#)  
[image007.png](#)  
[Provider Comments for Rules Commission- Bryant.docx](#)

---

Fyi, another comment submitted to the RRC on the abortion rules. This is the same comment like the others submitted.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 5:04 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comments on Rules for abortion clinics

---

**From:** Bryant, Amy [[mailto:amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)]  
**Sent:** Tuesday, September 08, 2015 4:36 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comments on Rules for abortion clinics

Dear Ms. May,

Please see below my concerns regarding proposed rules on certifications of clinics for abortion. These comments are also attached here.

Thank you very much.

Sincerely,

Amy Bryant

**Amy Bryant, MD, MSCR** | Assistant Professor  
Division of Family Planning, Department of Obstetrics & Gynecology  
University of North Carolina School of Medicine

3020 Old Clinic Building, CB 7570  
Chapel Hill, NC 27599-7570

Office: 919-962-4880 | Fax: 919-843-6691  
Appointments: 919-843-5633

[amy\\_bryant@med.unc.edu](mailto:amy_bryant@med.unc.edu)



<http://www.med.unc.edu/obgyn/>



September 8, 2015

**Via electronic mail**

Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As an obstetrician/gynecologist, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. Misunderstandings about rules could make it difficult to care for patients in the safest and most appropriate ways.

I am specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is my understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, I believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

I am concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so I respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Amy Bryant", followed by a stylized flourish.

Amy Bryant, MD, MSCR | Assistant Professor  
University of North Carolina School of Medicine

---

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**From:** [Rulescoordinator, Dhsr](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexda](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:56:18 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

This abortion rules comment was also sent to the Rules Coordinator email address.

---

**From:** Genevieve Scott [mailto:gscott@reprorights.org]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk  
**Cc:** Rulescoordinator, Dhsr  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment on Rules Filed by DHHS  
**Date:** Tuesday, September 08, 2015 11:05:50 AM  
**Attachments:** [NARAL Comment on DHHS Rules.pdf](#)

---

Fyi, another comment from RRC on the AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 11:04 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment on Rules Filed by DHHS

**From:** Chavi Koneru [<mailto:chavi@prochoicenc.org>]  
**Sent:** Tuesday, September 08, 2015 11:02 AM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment on Rules Filed by DHHS

Hi Amber,

I got your contact information from Susanna Birdsong at the ACLU.

I am attaching a comment letter that I would like to submit, on behalf of NARAL, relating to the rules filed by DHHS. There are a couple of others who are also submitting letters (or may have already). I just wanted to make sure that it was alright to send you our comments and that you would be willing to share them with all the Commissioners. Please let me know if we should be sending this information to someone else.

Thanks for your help,

Chavi

--

Chavi Khanna Koneru  
Policy Analyst and Operations Coordinator  
NARAL Pro-Choice North Carolina  
Office phone: (919) 908-8930  
Messages: (919) 908-9321

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E  
**Date:** Tuesday, September 08, 2015 2:52:53 PM  
**Attachments:** [image001.png](#)  
[Center for Reproductive Rights Comments Re Amendments to 10A NCAC 14E.pdf](#)

---

Fyi, another comment submitted to RRC on the abortion rules.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 2:31 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Rules Review Commission Review of Amendments to 10A NCAC 14E

---

**From:** Genevieve Scott [<mailto:gscott@reprorights.org>]  
**Sent:** Tuesday, September 08, 2015 2:01 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Rulescoordinator, Dhsr <[dhsr.rulescoordinator@dhhs.nc.gov](mailto:dhsr.rulescoordinator@dhhs.nc.gov)>  
**Subject:** Rules Review Commission Review of Amendments to 10A NCAC 14E

Dear Ms. May,

The Center for Reproductive Rights submits the attached comments to the Rules Review Commission in response to the proposed amendments to 10A NCAC 14E, Certifications of Clinics for Abortion, pursuant to 26 NCAC 05.0103. Thank you for the opportunity to comment.

Best regards,

Genevieve Scott



GENEVIEVE E. SCOTT \*  
*Staff Attorney, U.S. Legal Program*  
[gscott@reprorights.org](mailto:gscott@reprorights.org)

199 Water Street, 22nd Floor  
New York NY 10038  
**Tel** 917 637 3605 **Fax** 917 637 3666

[Website](#) | [Facebook](#) | [Twitter](#)

\*admitted in New York

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Office of Administrative Hearings – Rules Division -- proposed rules for abortion providers  
**Date:** Tuesday, September 08, 2015 1:23:09 PM

---

Fyi, another comment on the abortion rule to the RRC.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 1:22 PM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Office of Administrative Hearings – Rules Division -- proposed rules for abortion providers

---

**From:** Dr Beverly Gray, M.D. [<mailto:beverly.gray@duke.edu>]  
**Sent:** Tuesday, September 08, 2015 1:11 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Office of Administrative Hearings – Rules Division -- proposed rules for abortion providers

## Rules Review Commission Members

Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As an obstetrician/gynecologist at Duke University Medical Center, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. As an obstetrician/gynecologist at Duke University Medical Center, I provide care for patients who experience pregnancy loss and also seek care for abortion. In our facility we provide an excellent standard of care for all of our patients.

We are specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is our understanding that this change was made merely to conform the terminology used here with that used throughout the

regulation. Although it appears at first glance that these changes are slight, we believe that they result in significant ambiguity in the rule's interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage? The ambiguity of this rule could have a significant impact on patients who are seeking both miscarriage and abortion care, as the procedure and the equipment are identical. For patients cared for in our operating rooms, it would be an unreasonable request to maintain only one operating suite for abortion care, as operating space is limited, even at a major medical institution.

We are concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so we respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively for ~~abortion~~  
surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Take care,

Bev Gray, MD  
Associate Residency Director  
Director Ryan Family Planning Program  
Duke University Medical Center  
Department of Obstetrics & Gynecology

---

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including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.

**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Regulations for abortion clinics  
**Date:** Tuesday, September 08, 2015 10:55:24 AM

---

Fyi, additional comment RRC received for AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 10:35 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Regulations for abortion clinics

**From:** amy alsbaugh [<mailto:amyalsbaugh@gmail.com>]  
**Sent:** Tuesday, September 08, 2015 10:33 AM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Regulations for abortion clinics

09/08/2015  
Rules Review Commission Members  
Office of Administrative Hearings – Rules Division  
Attn: Amber May, Commission Counsel  
[Amber.may@oah.nc.gov](mailto:Amber.may@oah.nc.gov)

Dear Chairman Dunklin and Members of the Commission,

Thank you for the opportunity to submit comments related to the proposed rules on certifications of clinics for abortion.

The rules proposed by the Department of Health and Human Services were written with extensive input from doctors, health care professionals and reproductive health experts and rely on evidence-based medicine. As a Certified Nurse-Midwife, I am committed to ensuring that the rules, as written, are clear and unambiguous for the providers to whom they apply. Ensuring my patients have access to the full range of reproductive health is essential, and improving upon the clarity of these rules will help ensure that.

We are specifically concerned that section 10A NCAC 14E .0311(a) of the proposed rules is unclear and ambiguous as currently written. The proposed rules change the language in section 10A NCAC 14E .0311(a) to read, “The procedure room shall be maintained exclusively for abortion procedures . . .” from the original language, which read “The operating room shall be maintained exclusively for surgical procedures . . .” It is our understanding that this change was made merely to conform the terminology used here with that used throughout the regulation. Although it appears at first glance that these changes are slight, we believe that they result in significant ambiguity in the rule’s interpretation. Should this section be read to mean that only procedure rooms that are maintained exclusively for abortion procedures be subject to these rules? Or does it mean that procedure rooms in clinics that provide abortions

must be maintained exclusively for abortion procedures, and can therefore no longer be used for other reproductive health care services, such as colposcopy, cyst drainage, endometrial biopsy, or management of spontaneous miscarriage?

We are concerned that this seemingly innocuous change in terminology will be confusing for those tasked with implementing these regulatory changes, and so we respectfully suggest a simple edit to this sentence to clarify its meaning.

**Recommendation:** Amend section 10A NCAC 14E .0311(a) to make it clear that the rule applies to all procedure rooms in clinics that provide abortions, regardless of whether those rooms are maintained exclusively for abortion procedures. Revised language should read as follows:

“The procedure room shall be maintained exclusively  
for ~~abortion~~ surgical procedures . . .”

As this Commission recognizes, including on its website, “Words, terms or requirements that on their face may appear to be clear, start to become ambiguous when they must be put into practice.” We hope that this information is helpful to the Commission as it finalizes these important regulations.

Thank you for your time and consideration of our concerns. If you have any questions or need any further information, please do not hesitate to contact me.

Sincerely,

Amy Alspaugh, CNM  
Durham County Department of Public Health  
865-310-1693  
[amyalspaugh@gmail.com](mailto:amyalspaugh@gmail.com)

---

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**From:** [Lewis, Steven](#)  
**To:** [Conley, Azzie](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:56:52 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** FW: Comment for section 10A NCAC 14E .0311  
**Date:** Tuesday, September 08, 2015 10:54:42 AM  
**Attachments:** [93BB64C5-057D-41DB-8FFF-FDD657894209\[6\].png](#)  
[Provider Comment MLZ 9.7.15.docx](#)

---

Fyi, additional comment RRC received for AB rule.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, September 08, 2015 9:40 AM  
**To:** Pfeiffer, Nadine  
**Subject:** FW: Comment for section 10A NCAC 14E .0311

[Same with this one.](#)

---

**From:** MATTHEW ZERDEN [<mailto:MZERDEN@wakemed.org>]  
**Sent:** Monday, September 07, 2015 10:41 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** Comment for section 10A NCAC 14E .0311

Hi,

Please see the attached letter.

Thank you for your consideration. Please let me know if you have any additional questions,

**Matthew L. Zerden, MD, MPH**

OB Hospitalist,

WakeMed North Family Health & Women's Hospital

Ph: (919) 350-8000

[MZerden@WakeMed.Org](mailto:MZerden@WakeMed.Org)



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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rule technical changes  
**Date:** Monday, September 07, 2015 11:41:24 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

Hi Azzie,

So much for not working on a holiday! I went through Steve's comments on the AB technical change request document and saw the things you addressed. I found some additional items that need to be addressed and highlighted them in yellow for you on this updated response document. I also put some comments in green to you. The other stuff on the document I took care of for changing the rule and I responded in blue font to send back to Amber. I also put a refreshed version of all the rules in the AB dropbox on the S drive. Please look at all the changes I made to double check me and make sure you are ok with them. I also put the revised response document in the dropbox too. I would like to send Amber the revised rules and the response to the technical changes on Wednesday so she has time to review them and give us time to address any further questions/rule changes after she looks at it.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [May, Amber Cronk](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Technical Change Requests  
**Date:** Friday, August 28, 2015 12:03:42 PM  
**Attachments:** [DHHS- DHSR Technical Changes September 2015.docx](#)

---

Hi Nadine,

I hope that all is well. Please find attached technical change requests for the Rule submitted for RRC review at their September 17, 2015 meeting.

As always, please let me know if you have any questions or concerns with any of my requests.

Thank you,

Amber Cronk May  
Rules Review Commission Counsel  
Office of Administrative Hearings – Rules Division  
919-431-3074

---

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**From:** [Jones, Duane](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hospital Check List  
**Date:** Tuesday, August 25, 2015 4:57:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

Are you talking about a blank initial hospital state licensure list? If so I have attached it.

D.

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 4:52 PM  
**To:** Jones, Duane  
**Subject:** RE: Cecilia Boone

Do you have the survey checklist used for SBH Leland?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones, Duane  
**Sent:** Tuesday, August 25, 2015 4:44 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; DHSR.AcuteHomeCare <[DHSR.AcuteHomeCare@dhhs.nc.gov](mailto:DHSR.AcuteHomeCare@dhhs.nc.gov)>  
**Subject:** RE: Cecilia Boone

Congratulations! I wish you the best of luck and great success!

Duane

Duane Jones, BSN, RN, EMT-P  
N.C. Department of Health and Human Services  
Nurse Consultant - Acute and Home Care Licensure and Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Mobile): 252.361.3361  
(Office): 919.855.4620  
(Fax): 919.715.3073  
[duane.jones@dhhs.nc.gov](mailto:duane.jones@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 25, 2015 3:45 PM  
**To:** DHSR.AcuteHomeCare  
**Cc:** Conley, Azzie  
**Subject:** Cecilia Boone

*Please join with me in extending congratulations to Cecilia Boone! She has accepted a position with the DSOF and will be resigning on September 17, 2015. Cecilia has done outstanding work as a consultant with the Acute Team and will be missed. Congratulations to Cecilia in her new endeavor!*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules technical changes  
**Date:** Friday, August 28, 2015 6:11:03 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15.docx](#)  
**Importance:** High

---

Hi Azzie,

I have worked on the AB rules technical changes we received from Amber today. I have put all the revised rules in the rules Drop Box Abortion rules folder on the S drive so you can see what I have done. One rule (.0109) I did not make any revisions to, but I included it in there in case you wanted to make any changes to the rule. Amber sent technical changes on 19 of the 20 rules.

What I did on this response document (attached) is I responded to each request she sent using [blue](#) font. If I revised the rule, you will see a "done" or "deleted" or something to that effect beside the comment. If there was something I had no clue over, I put ??? in there for you to address. I also may have left you a note asking if you wanted me to change something or not. I attempted to answer some of the requests/questions that I felt comfortable doing, but don't get too excited, there weren't that many!

Please add to the response document, continuing in the same [blue](#) font so Amber can easily see our responses when I send this back to her. Just send me the response document back with your revisions as well as any rule revisions. Or if you want to put any of your rule revisions back in the drop box rather than email them to me that is fine, just let me know. I would like to send these to Amber by the end of next week if possible in case she has additional questions.

Give me a call if you need me, you know how to find me!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Certification of Abortion Clinic Regulations  
**Date:** Tuesday, August 18, 2015 12:09:28 PM

---

fyi

---

**From:** Rulescoordinator, Dhsr  
**Sent:** Tuesday, August 18, 2015 12:09 PM  
**To:** 'Melissa Reed'  
**Subject:** RE: Certification of Abortion Clinic Regulations

Good Morning Ms. Reed,  
These changes, made in response to public comments submitted and Session Law 2015-62, were posted on the DHSR website on July 22, 2015. The public comment period for these rules ended on January 30, 2015. In accordance with G.S. 150B 21.3(b2), anyone filing an objection to these rules would do so with the Rules Review Commission, not us, and would need to do so after the Commission approves the rules (by 5:00pm the day after they approve the rules). The Commission has not approved the rules yet. They are scheduled to be discussed at their meeting in September. I am attaching a link to the Office of Administrative Hearings website, where you can get information about the Rules Review Commission and their meetings: <http://www.oah.state.nc.us/rules/>

Regards,  
Nadine Pfeiffer  
DHSR Rules Review Manager

**From:** Melissa Reed [<mailto:melissa.reed@ppsat.org>]  
**Sent:** Tuesday, August 18, 2015 10:09 AM  
**To:** Rulescoordinator, Dhsr  
**Subject:** Certification of Abortion Clinic Regulations

Good Morning,

I see that the Revised Rules have been posted on the website. Can you please tell me when these revised rules were posted? Also, can you tell me whether or not you have received any objections and whether or not the Commission has approved the rule?

Thank you so much.

Melissa

- Procedure for subjecting a proposed rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written



or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in [G.S.](#)

[150B-21.3\(b1\)](#) [REDACTED]. The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission.

--

Melissa L. Reed, Esq.  
VP of Public Policy, Planned Parenthood South Atlantic  
Executive Director, Planned Parenthood Votes! South Atlantic  
Mobile: [919-924-1520](#)

[REDACTED]

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** adoption approval  
**Date:** Monday, July 20, 2015 5:05:28 PM  
**Attachments:** [AdoptionApproval7-20-15.pdf](#)

---

Azzie,

The abortion rules have been adopted by Drexdal. See attached. I will work on the paperwork for submitting the rules to the RRC. The deadline is 8/20/15, but my target is sometime this week so they don't sit on my desk.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#)  
**Cc:** [Carraway, Shelley](#); [Conley, Azzie](#); [Craddock, Amy D](#); [Dickson, Tom E](#); [Frisone, Martha](#); [Bennett, Paige](#); [Cogswell, Betty](#); [Fisk, Kelli](#); [Mclamb, Sandra](#); [Brown, Elizabeth](#); [Cogswell, Betty](#)  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals  
**Date:** Monday, July 20, 2015 3:19:51 PM  
**Attachments:** [2016 License Renewals.xlsx](#)

---

Attached is a copy of the proposed LRA printing schedule for 2016 renewals.

Please note this is subject to change based on when all the changes have been completed and approved.

This week we will be setting up meetings and sending out invitations to all who need to attend these meetings to discuss changes on the LRAs. Please look out for them and let us know if we've missed anyone.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-715-4413  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www.ncdhhs.gov.dhsr](http://www.ncdhhs.gov.dhsr)

---

**From:** Yakaboski, Greg  
**Sent:** Wednesday, July 15, 2015 4:15 PM  
**To:** Brown, Elizabeth  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett, Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra  
**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Thanks Elizabeth. Sounds good.

Jodi showed me this years proposed LRA schedule and I believe the date that was in there was August 18<sup>th</sup> for changes. The dates are subject to change. Jodi will be emailing out a copy of that proposed schedule.

Greg

---

**From:** Brown, Elizabeth  
**Sent:** Wednesday, July 15, 2015 2:54 PM  
**To:** Yakaboski, Greg  
**Cc:** Carraway, Shelley; Conley, Azzie; Craddock, Amy D; Dickson, Tom E; Frisone, Martha; Bennett,

Paige; Cogswell, Betty; Fisk, Kelli; Stanford, Jodi E; Mclamb, Sandra

**Subject:** RE: LRA's Hospitals and Mental Health Hospitals

Greg,

At this time, I do not have or know of any hospice recommended changes to the hospice data collection portion of the hospital LRA. However, I am not scheduled to meet with representatives from the hospice industry until July 28, 2015. It is possible that something could come out of discussions on that day. I will keep you posted.

Regards,

Elizabeth K. Brown

N.C. Department of Health and Human Services

Planner, Healthcare Planning and Certificate of Need - Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

Phone: 919-855-3865

Fax: 919-715-4413

[elizabeth.brown@dhhs.nc.gov](mailto:elizabeth.brown@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Yakaboski, Greg

**Sent:** Wednesday, July 15, 2015 1:59 PM

**To:** Craddock, Amy D; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Fisk, Kelli

**Cc:** Stanford, Jodi E; Cogswell, Betty; Mclamb, Sandra; Frisone, Martha

**Subject:** LRA's Hospitals and Mental Health Hospitals

To the Planning Team,

I will be out of the office the week of July 27<sup>th</sup> and August 3<sup>rd</sup>.

Amy and Tom,

Sounds like you both anticipate the need for some changes/updates in the LRA's for Hospitals and Mental Health Hospitals. Question- when do you think you could write down your proposed changes/updates to both LRA's? After you have your proposed changes written down would it be helpful to look over those proposed changes together?

Elizabeth and Paige,

Do either of you have, or know of, any proposed changes/updates to the LRA's for either the Hospitals and/or the Mental Health Hospitals? If yes, same questions as above.

I will be sending a separate email to Azzie letting her know that we anticipate having some changes/updates to the above referenced LRA's and also asking who she would like for us to contact in her Section on this issue. Is anyone aware of any other stakeholders involved in the LRA's for Hospitals and Mental Health Hospitals whom we should contact and bring in on this years LRA's?

Thanks,  
Greg

Gregory F. Yakaboski  
Assistant Chief, Healthcare Planning and Certificate of Need Section- Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
Phone # (Office) 919-855-3873  
[Greg.yakaboski@dhhs.nc.gov](mailto:Greg.yakaboski@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** hx note changed  
**Date:** Thursday, July 16, 2015 10:52:04 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

I changed the hx note to .0101 on AB rule to reflect the new part of statute. See attached. Also, I put the effective date on all the rules. I did that after I sent the rules to you. I know you trust me that I did that. ☺ I will send you a copy what we submit to RRC.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#); [Reeder, Amanda J](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: rule for review  
**Date:** Friday, July 10, 2015 3:51:33 PM

---

Thank you, Amber and Amanda!! You have just made my and Azzie's weekend!!

Btw- The transparency rules will be submitted for the Aug. 20<sup>th</sup> meeting. I believe we have all beat these to death with the temporary rules (or so it seems to us), but these are the permanent ones. I will be in vacation Aug. 6-11 and not really in a position to respond to emails. Thought I would let you know in case there were "technical changes." I hope to submit them before the July 20 deadline.

Have a great weekend and we will plan on seeing you all very soon.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Friday, July 10, 2015 3:26 PM  
**To:** Pfeiffer, Nadine; Reeder, Amanda J; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** RE: rule for review

Hi Nadine,

Amanda and I just reviewed this and we do not have issue with this addition, particularly given that you are referring to a statute.

Let us know if you have any other questions.

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, July 10, 2015 3:17 PM  
**To:** Reeder, Amanda J; May, Amber Cronk; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** rule for review

Hi,

As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for "qualified physician" so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised history note for rules  
**Date:** Wednesday, July 15, 2015 10:08:45 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi Azzie,

I revised the history notes for those 2 AB rules (.0111 and .0306) by adding the GS and attached them for you to look at. (they are also in the drop box—I overwrote the older version). For rule .0101, I had put the new SL in the statute rather than the GS. My thoughts were that although “qualified physician” is defined in the new addition of (g) to the statute from the law, maybe we should put the SL down since that term is used with additions to other parts of the statute from the law as well. Your thoughts on the history note for rule .0101? (attached)

The other thought is Amanda and Amber at RRC didn’t say anything about us adding the SL to the hx note when they looked at .0101. I feel certain they will comment or ask us to add/delete to the history note if we have not done it correctly.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#); [May, Amber Cronk](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** rule for review  
**Date:** Friday, July 10, 2015 3:16:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Hi,

As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for "qualified physician" so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** revised definition rule  
**Date:** Friday, July 10, 2015 2:35:12 PM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)

---

Azzie,

Here is the revised AB definition rule we talked about. I added in the history note, the new SL. Did you want me to add this SL to the revised rules .0111 and .0306 as well? (those are the two I made the minor changes to based on the review I did in checking them against the current rule language).

Before I have Drexdal approve them all, I will send you them (or put them in the drop box, whichever you prefer) to review one more time to be sure you agree with the version that I have is what we are going forward with.

Nadine Pfeiffer  
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Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
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[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules  
**Date:** Monday, July 13, 2015 10:21:05 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[RRC 10A NCAC 14E .0303.doc](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)  
[RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0307.doc](#)  
[RRC 10A NCAC 14E .0308.doc](#)  
[RRC 10A NCAC 14E .0309.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0311.doc](#)  
[RRC 10A NCAC 14E .0313.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)

---

Good morning Azzie,

These are the version of the Abortion rules that I have for submitting to the RRC. I have also put them in the rules drop box on the S drive in case you don't want to download these and view these or open them up individually. Please let me know if you are ok with the text on these rules and the changes to the rules that have the changes in them.

My only question is, for rules .0111 and .0306, do you want to add the new SL to the history note or did you want to just add GS. 14-45.1(a1)? I think we could go either way since the SL is amending that statute and just adding that part to the GS that would pertain to the rule). Let me know and I will add it.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Abortion rules  
**Date:** Wednesday, June 24, 2015 11:35:19 AM

---

Fyi-

Good news if the text can mirror the statute. (I am praying you can work magic and do so!!) ☺

---

**From:** May, Amber Cronk  
**Sent:** Wednesday, June 24, 2015 11:15 AM  
**To:** Pfeiffer, Nadine  
**Cc:** Reeder, Amanda J; Hammond, Abigail M  
**Subject:** RE: Abortion rules

That sounds great. I can't imagine that we would have issues with it if it mirrors the statute, but feel free to send it on over and we will take a look at it.

With regard to the brackets, I'm not sure that we care too much, the "{}" is just not something that we normally see. We would certainly defer to Dana and Molly on that issue.

Thanks so much and please let us know if you have any other questions.

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 23, 2015 2:56 PM  
**To:** May, Amber Cronk  
**Cc:** Reeder, Amanda J; Hammond, Abigail M  
**Subject:** RE: Abortion rules

Hi Amber,

Thank you for getting back to me on this. I have asked Azzie to get me some rule text for the definitions rule. She is thinking it might be similar or mirror what is in statute, but has not developed it. I will send it over to you when she sends it to me. We want to get these rules off our plate (and avoid the questions of when they will be final from folks), as soon as we can. No, there were no other changes to the definition rule, other than us wanting to add those definitions.

Also, thank you for the info on the brackets. In all my years of formatting rules I have never been told this. I have used the "{}" for so many rules throughout the years and had absolutely no idea it was incorrect. All it says in the rule is "brackets" and to me, it was a bracket. It was used that way before me too and apparently no one noticed until now. So thank you, eagle eye!! (and who said you never learn anything doing rules????!!) ☺

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, June 23, 2015 2:17 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Reeder, Amanda J; Hammond, Abigail M

**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. All 3 of us have reviewed the Rules and here are our thoughts:

None of us think that the changes provided are substantial; however, because we haven't seen the definitions for "qualified physician" and "72 hour wait", we are unable to offer an opinion on that at this time. Did you make any other changes to the definition Rule at this time (there aren't any highlights, so I wanted to be sure)?

Please note that the use of "{}" is incorrect. It should be "[]."

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 19, 2015 4:01 PM  
**To:** May, Amber Cronk  
**Subject:** RE: Abortion rules

Sure, Amber, early next week is fine. I knew it was meeting week, but I wanted to get it out there to you so we could get the ball rolling knowing you all would get back to me when you had time. Also, if those definitions are substantial changes, I am wondering if we can go ahead with the other rules and just do the definition rule by itself with a republishing etc. We have to adopt the rules we initially proposed by mid Jan. (I want to get those through, if you know what I mean!!)

Have a great weekend and I'll look forward to hearing from you.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Friday, June 19, 2015 3:47 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. Amanda forwarded your email regarding revisions to the abortion rules. We are all going to take a look at this and plan on getting back to you early next week. Does that work for your time line?

Sorry for the delay in response – it was meeting week. 😊

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 16, 2015 9:51 AM  
**To:** Reeder, Amanda J  
**Cc:** Conley, Azzie  
**Subject:** Abortion rules

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Abortion rules  
**Date:** Wednesday, June 24, 2015 9:05:14 AM

---

Fyi, from RRC.

Just send me the revised text for the definition rule when you get a chance and I'll send it over to them to look at to see if that qualifies for a "substantial change" or not and we'll take it from there. Thanks.

---

**From:** May, Amber Cronk  
**Sent:** Tuesday, June 23, 2015 2:17 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Reeder, Amanda J; Hammond, Abigail M  
**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. All 3 of us have reviewed the Rules and here are our thoughts:

None of us think that the changes provided are substantial; however, because we haven't seen the definitions for "qualified physician" and "72 hour wait", we are unable to offer an opinion on that at this time. Did you make any other changes to the definition Rule at this time (there aren't any highlights, so I wanted to be sure)?

Please note that the use of "{}" is incorrect. It should be "[]."

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 19, 2015 4:01 PM  
**To:** May, Amber Cronk  
**Subject:** RE: Abortion rules

Sure, Amber, early next week is fine. I knew it was meeting week, but I wanted to get it out there to you so we could get the ball rolling knowing you all would get back to me when you had time. Also, if those definitions are substantial changes, I am wondering if we can go ahead with the other rules and just do the definition rule by itself with a republishing etc. We have to adopt the rules we initially proposed by mid Jan. (I want to get those through, if you know what I mean!!)

Have a great weekend and I'll look forward to hearing from you.

Nadine

---



**From:** May, Amber Cronk  
**Sent:** Friday, June 19, 2015 3:47 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: Abortion rules

Hi Nadine,

I hope that all is well. Amanda forwarded your email regarding revisions to the abortion rules. We are all going to take a look at this and plan on getting back to you early next week. Does that work for your time line?

Sorry for the delay in response – it was meeting week. ☺

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 16, 2015 9:51 AM  
**To:** Reeder, Amanda J  
**Cc:** Conley, Azzie  
**Subject:** Abortion rules

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

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Rules Review Manager, Division of Health Service Regulation  
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Raleigh, NC 27603  
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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** rules revisions  
**Date:** Thursday, June 25, 2015 4:06:59 PM  
**Attachments:** [RRC 10A NCAC 14E .0305-2.doc](#)  
[RRC 10A NCAC 14E .0315-2.doc](#)  
[15a ncac 18a .1301.pdf](#)  
[RRC 10A NCAC 14E .0304-1.doc](#)

---

Hi Azzie,

I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexdal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexdal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Reeder, Amanda J](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Abortion rules  
**Date:** Tuesday, June 16, 2015 9:50:33 AM  
**Attachments:** [RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0306-2.doc](#)  
[RRC 10A NCAC 14E .0101.doc](#)

---

Hi Amanda,  
We see that SL 2015-62 is final regarding abortion, so we would like to get moving on the abortion rules. We were going to change the two rules (attached) which we don't think are substantial changes. However, we want to add definitions of "qualified physician" and "72-hr wait" to the definitions rule (.0101). In your opinion, will those added definitions be substantial changes? (we don't have text yet for those definitions).

Thank you.

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** SL 2015-62  
**Date:** Monday, June 15, 2015 6:02:58 PM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
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**From:** [Goodman, Jesse](#)  
**To:** [Pratt, Drexdal](#); [Conley, Azzie](#); [Ouimet, Cheryl](#); [Christian, Patsy](#)  
**Subject:** New Abortion Language  
**Date:** Wednesday, May 27, 2015 2:57:50 PM  
**Attachments:** [H465v2.pdf](#)  
[HB\\_465\\_Ex.pdf](#)  
[hb\\_465\\_Sen\\_PCS.pdf](#)

---

All,

Attached is the PCS and summary for H 465. I have also attached the current version of H465 that passed the House. There are some additions such as all employee must be 18 and only OB/GYNs can perform non-emergency procedures while any physician can perform medical emergency procedures as defined by G.S. 90-21.81(5) Medical emergency. - A condition which, in reasonable medical judgment, so complicates the medical condition of the pregnant woman as to necessitate the immediate abortion of her pregnancy to avert her death or for which a delay will create serious risk of substantial and irreversible physical impairment of a major bodily function, not including any psychological or emotional conditions. For purposes of this definition, no condition shall be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which would result in her death or in substantial and irreversible physical impairment of a major bodily function.

Please let me know if you have concerns. Don't know what can be done at this point but will pass them along for further consideration.

Jesse

---

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**From:** [Mccarty, Debbie](#)  
**To:** [Conley, Azzie](#); [Ethridge, Lynn](#)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Tuesday, May 26, 2015 6:43:04 PM

---

Thanks! We will put it on the schedule.

Debbie McCarty, RN  
North Carolina Department of Health and Human Services  
Nurse Consultant Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4620  
Fax: 919-715-3073  
[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, May 26, 2015 5:16 PM  
**To:** Ethridge, Lynn; Mccarty, Debbie  
**Subject:** FW: Projet #AB-20-NMD/PJP, FID #110748

Please Schedule on June 12. I will be glad to conduct. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June.

CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you.  
June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,  
Jodi Robertson



In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com), [neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov), [drexldal.pratt@dhhs.nc.gov](mailto:drexldal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
Sent: 2/11/2015 12:24:02 P.M. Eastern Standard Time  
Subj: RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff,  
please provide me tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
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1205 Umstead Drive  
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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#); [Mccarty, Debbie](#)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Tuesday, May 26, 2015 5:24:08 PM

---

Will put on the schedule for June 12 as initial AB clinic.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, May 26, 2015 5:16 PM  
**To:** Ethridge, Lynn; Mccarty, Debbie  
**Subject:** FW: Projet #AB-20-NMD/PJP, FID #110748

Please Schedule on June 12. I will be glad to conduct. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very

soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,

Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

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**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

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Sincerely,

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---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com), [neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov), [drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
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**From:** [Goodman, Jesse](#)  
**To:** [Pratt, Drexdal](#); [Conley, Azzie](#); [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** New Language in Abortion Bill  
**Date:** Wednesday, May 27, 2015 12:22:09 PM

---

All, See article below. While it does not our regulatory process I wanted you to see the changes.  
<http://www.newsobserver.com/news/politics-government/politics-columns-blogs/under-the-dome/article22412472.html>

---

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**From:** [James, Olivia](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: NC Statistics Request on abortions  
**Date:** Thursday, May 14, 2015 12:14:54 PM

---

Thank you, Azzie!

---

**From:** Conley, Azzie  
**Sent:** Thursday, May 14, 2015 12:12 PM  
**To:** James, Olivia  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

In 2010 there was a total of fourteen licensed abortion clinics the performed abortions. The fourteen includes PP: Fayetteville. Also, in 2010, there were at least two ambulatory surgery centers that were licensed and performed abortions. Also, all licensed hospitals would have the capacity to perform abortion procedures. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
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---

**From:** James, Olivia  
**Sent:** Thursday, May 14, 2015 9:15 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

Azzie,

Just following up on this- do you have the sites from 2010?

Thank you,

Olivia

---

**From:** Conley, Azzie

**Sent:** Wednesday, May 13, 2015 10:08 AM  
**To:** James, Olivia  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

We are pulling the data for active sites in 2010. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** James, Olivia  
**Sent:** Wednesday, May 13, 2015 9:56 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** FW: NC Statistics Request on abortions

Azzie,

Please see the request below. I understand that from the chart we've sent her, all of those were practicing in 2010, except for Planned Parenthood Fayetteville. However, were there any clinics practicing in 2010 that have since closed?

Could you point me in the right direction for this information?

Thank you,

Olivia

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Wednesday, May 13, 2015 9:52 AM  
**To:** James, Olivia  
**Subject:** RE: NC Statistics Request on abortions

Olivia,

Thank you for the information. There is one element I cannot find, and perhaps you can help me. The editors want to know how many of facilities in North Carolina were performing abortions in

2010.

Is that possible to get as well? I just need the number, not the names.

Thank you! Susanne

---

**From:** James, Olivia [<mailto:Olivia.James@dhhs.nc.gov>]

**Sent:** Tuesday, May 12, 2015 5:21 PM

**To:** Schafer, Susanne; Gerlach, Kendra

**Cc:** Jones, Jim; Lefebvre, Alexandra

**Subject:** RE: NC Statistics Request on abortions

Susanne,

Here is the list of facilities in North Carolina which currently perform abortions.

Facility Name	Orig. Date of Licensure
A Preferred Women's Health Raleigh	1/1/1999
A Preferred Women's Health Charlotte	8/3/1999
A Woman's Choice of Raleigh	8/20/1993
Carolinas Women's Clinic Charlotte (Carolina Center for Women)	8/17/1984
Crist Clinic for Women Jacksonville	12/8/1997
Easton OB/GYN Chapel Hill	6/15/1989
Family Reproductive Health Charlotte	12/22/1992
Hallmark Women's Clinic Fayetteville	1/28/1980
Piedmont Carolina Medical Clinic Greensboro	7/28/1977
Planned Parenthood Fayetteville	1/14/2012
Planned Parenthood Central NC Chapel Hill	10/20/1998
Planned Parenthood Wilmington	1/17/1986
Planned Parenthood Winston Salem	5/7/1974
Women's Health Alliance Chapel Hill	11/29/1993

Additionally, the link below provides data on abortions performed in North Carolina:

<http://www.schs.state.nc.us/data/vital.cfm>

Annual pregnancy, live birth and abortion, statistics are presented by age, race and marital status. Reports are available for the state, Perinatal Care regions and counties.

- [North Carolina Reported Pregnancies for 2013](#)
- [North Carolina Reported Pregnancies for 2012](#)
- [North Carolina Reported Pregnancies for 2011](#)
- [North Carolina Reported Pregnancies for 2010](#)
- [North Carolina Reported Pregnancies for 2009](#)
- [North Carolina Reported Pregnancies for 2008](#)
- [North Carolina Reported Pregnancies for 2007](#)
- [North Carolina Reported Pregnancies for 2006](#)
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- [North Carolina Reported Pregnancies for 2004](#)

- [North Carolina Reported Pregnancies for 2003](#)
- [North Carolina Reported Pregnancies for 2002](#)
- [North Carolina Reported Pregnancies for 2001](#)

Best,

Olivia

**Olivia James**

N.C. Department of Health & Human Services

Press Assistant, Office of Communications

101 Blair Drive

Raleigh, NC 27603

Phone: 919-855-4840

[www.ncdhhs.gov/](http://www.ncdhhs.gov/)

---

**From:** Schafer, Susanne [<mailto:SSCHAFFER@ap.org>]

**Sent:** Tuesday, May 12, 2015 10:26 AM

**To:** Gerlach, Kendra

**Cc:** [Alesxandra.lefebvre@dhhs.nc.gov](mailto:Alesxandra.lefebvre@dhhs.nc.gov); James, Olivia; [Kevin.Howell@dhhs.nc.gov](mailto:Kevin.Howell@dhhs.nc.gov)

**Subject:** NC Statistics Request on abortions

Kendra,

I am an Associated Press reporter, a colleague of Gary Robertson's, working out of the South Carolina bureau in Columbia. I have been asked by our national editors to assist in a quick statistical review for all 50 states.

Gary was kind enough to steer me in your agency's direction.

We are seeking answers to two questions for each state:

- 1) The current number of licensed abortion clinics operating in the state and the number that existed in 2010.
- 2) The most recent annual number of abortions performed in the state, and the number for each year since 2010.
- 3)

My deadline is Thursday at 3 p.m.

I hope you can assist me in getting this information. If someone specific can help, please let me know so I don't crowd your inbox. If there is any problem, please let me know as soon as possible, and I think you for your help!

Susanne

Susanne Schafer  
Reporter

The Associated Press  
1401 Shop Road, Suite B  
Columbia, S.C. 29201  
803-799-5510 (office)  
803-917-7701 (cell)  
[sschafer@ap.org](mailto:sschafer@ap.org)  
[apcolumbia@ap.org](mailto:apcolumbia@ap.org)

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msk dccc60c6d2c3a6438f0cf467d9a4938

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**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Tuesday, April 21, 2015 7:13:52 AM  
**Attachments:** [Add Meeting to Calendar\\_LINC\\_.ics](#)

---

FYI

---

**From:** NCGA Committee Notices [mailto:noreply@ncleg.net]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** **10:00 AM**  
**LOCATION:** **643 LOB**  
**COMMENTS:** **Representative Brown is presiding.**

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

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**From:** [Gary Haakenson](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: ABC Public Comments final.xlsx  
**Date:** Monday, April 20, 2015 9:29:20 AM

---

So sorry I haven't replied. I have looked at this long spread sheet. Most of it is names without comments, so I don't know what those mean and what to do with them. But if we need to meet, this week, I can do it Tuesday early afternoon. Next week, I could meet Monday at 9 or 1:30 (I will be in your neighborhood delivering Meals on Wheels with my wife that day), or Thursday almost any time.. What from this list are you proposing we meet to discuss?  
Gary

On Monday, March 23, 2015 2:35 PM, "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

---

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**From:** [H. Rachel](#)  
**To:** [Conley, Azzie](#)  
**Subject:** APWHC Pathology Documentation Changes  
**Date:** Thursday, April 16, 2015 12:14:48 PM  
**Attachments:** [APWHC Pathology Documentation Change.pdf](#)

---

Hi Azzie!

Attached is the operative note section that reflects the highlighted changes in our pathology section, which are monitored for completion by the physician on both a daily and quarterly basis. Let me know if you need anything else or have any questions!

Thanks so much!

Rachel Hales

APWHC Administrator

Office: (888)562-7415

Cell: (919) 414-9724

[RHales@apwhc.com](mailto:RHales@apwhc.com)

**From:** [Pratt, Drexdal](#)  
**To:** [Goodman, Jesse](#)  
**Cc:** [Conley, Azzie](#); [Christian, Patsy](#)  
**Subject:** Re: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Wednesday, April 22, 2015 7:14:40 AM

---

I am also planning to attend. See you there.

Sent from my iPhone

On Apr 22, 2015, at 7:12 AM, Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)> wrote:

I think you should be there in case questions come up.

---

**From:** Conley, Azzie  
**Sent:** Tuesday, April 21, 2015 3:27 PM  
**To:** Goodman, Jesse  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

Please let me know if I need to be there.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Goodman, Jesse  
**Sent:** Tuesday, April 21, 2015 7:14 AM  
**To:** Conley, Azzie; Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

FYI

---

**From:** NCGA Committee Notices [<mailto:noreply@ncleg.net>]  
**Sent:** Monday, April 20, 2015 7:31 PM  
**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015  
**TIME:** 10:00 AM  
**LOCATION:** 643 LOB  
**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

BILL NO.	SHORT TITLE	SPONSOR
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_ Principal Clerk  
\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

---

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---

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**From:** [Amy Jo Johnson \(Research\)](#)  
**To:** [Goodman, Jesse](#)  
**Cc:** [Sholar, Adam](#); [Pratt, Drexdal](#); [Conley, Azzie](#); [Womble, C. Trent](#)  
**Subject:** RE: status of abortion rules  
**Date:** Tuesday, April 21, 2015 12:05:00 PM

---

Thank you. I just wanted to make sure I hadn't missed anything.

Amy Jo

---

**From:** Goodman, Jesse [mailto:[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)]  
**Sent:** Tuesday, April 21, 2015 11:04 AM  
**To:** Amy Jo Johnson (Research)  
**Cc:** Sholar, Adam; Pratt, Drexdal; Conley, Azzie; Womble, C. Trent  
**Subject:** RE: status of abortion rules

Amy Jo,

No. We are in the process of trying to get the workgroup together to discuss the 1400 comments submitted. Seeing as there are 2 bills in the legislature that, if passed, will alter the text that has been published (hence a substantial change and possibly changing the fiscal impact, which would mean republishing the rules) we are considering waiting until action on those bills are taken to see what final changes in the rule text need to be done. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules.

See you tomorrow if not before.

Jesse

---

**From:** Amy Jo Johnson (Research) [mailto:[AmyJo.Johnson@ncleg.net](mailto:AmyJo.Johnson@ncleg.net)]  
**Sent:** Tuesday, April 21, 2015 10:18 AM  
**To:** Goodman, Jesse  
**Cc:** Sholar, Adam  
**Subject:** status of abortion rules

Jesse,

Just checking to see if the abortion rules have been sent off to the Rules Review Commission, just in case it comes up tomorrow. I assume you all will be there?

Thank you, thank you,

Amy Jo

Amy Jo Johnson, JD  
Senior Staff Attorney/ Legislative Analyst  
NC General Assembly, Research Division  
545 Legislative Office Building  
300 North Salisbury Street  
Raleigh, North Carolina 27603-5925  
(919) 733-2578

---

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [Goodman, Jesse](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** RE: Abortion clinic rules  
**Date:** Tuesday, September 08, 2015 3:02:00 PM

---

If no objections October 1, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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-----Original Message-----

From: Sholar, Adam  
Sent: Tuesday, September 08, 2015 3:00 PM  
To: Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)>  
Cc: Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
Subject: Re: Abortion clinic rules

When are they scheduled to be effective?

Sent from my iPhone

> On Sep 8, 2015, at 2:55 PM, Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)> wrote:  
>  
> Adam,  
> Rules are scheduled to go to Rules Review Commission on Sept. 17th. Comment period ends today.  
>

> -----Original Message-----

> From: Sholar, Adam  
> Sent: Tuesday, September 08, 2015 2:41 PM  
> To: Goodman, Jesse <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)>  
> Subject: Abortion clinic rules  
>

> Where are they in process?  
>

> Sent from my iPhone  
>  
> \_\_\_\_\_  
>

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>



**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** FW: TechChgReq AB Rules Response 9-15-1.docx  
**Date:** Friday, September 04, 2015 3:57:00 PM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

FYI

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Lewis, Steven  
**Sent:** Friday, September 04, 2015 3:57 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** TechChgReq AB Rules Response 9-15-1.docx

Azzie, all my comments are in GREEN. If you have questions email me. I will be out of the office on Tuesday but I can answer anything you need by email.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** TechChgReq AB Rules Response 9-15-1  
**Date:** Friday, September 04, 2015 11:54:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-1.docx](#)

---

See the following. We need your feedback! Thank you

0104

0109

0201

0206

**From:** [Conley, Azzie](#)  
**To:** [Jones, Starlene](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Tuesday, August 25, 2015 5:05:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#); [Johnson, Linda](#); [Stancil, Gaye S](#)  
**Subject:** applications  
**Date:** Monday, August 17, 2015 2:52:00 PM

---

There are no changes to the 2016 Cardia Rehab LRA.

At this point, there are no changes to the abortion clinic application. Please delay printing this LRA as late as possible. I may have last minute changes related to Health Statistics.

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#) on behalf of [Stanford, Jodi E](#)  
**To:** [Yakaboski, Greg](#); [Frisone, Martha](#); [Dickson, Tom E](#); [Brown, Elizabeth](#); [Bennett, Paige](#); [Craddock, Amy D](#); [Mclamb, Sandra](#); [Pittman, Lisa](#); [Conley, Azzie](#); [Johnson, Linda](#); [Pfeiffer, Nadine](#); [Carraway, Shelley](#)  
**Subject:** Fw: Hospital LRA - Review  
**Start:** Tuesday, August 18, 2015 11:00:00 AM  
**End:** Tuesday, August 18, 2015 12:00:00 PM  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204  
**Attachments:** [2015 apphl hldata - Final - Blank Copy.doc](#)  
[2015 apphl nhlsupp Blank \[hlnhdata\] - Final .doc](#)  
[2015 apphl cover ltr \[hlnhsupp\].doc](#)  
[2015 apphl cover ltr \[hlonly\].doc](#)  
[2015 AS APP Blank Final.doc](#)  
[2015 AS Transmittal Memo .DOC](#)

---

I really think Planning and CON staff should determine their critical amendments prior to a meeting with Acute.

---

From: Stanford, Jodi E  
Sent: Tuesday, July 21, 2015 4:17:48 PM  
To: Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley  
Subject: Hospital LRA - Review  
When: Tuesday, August 18, 2015 11:00 AM-12:00 PM.  
Where: DHHS\_DHSR EDGERTON CONF RM 204

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.  
Jodi & Sandra

---

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: adoption approval  
**Date:** Monday, July 20, 2015 6:47:53 PM

---

Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, July 20, 2015 5:05:24 PM  
**To:** Conley, Azzie  
**Subject:** adoption approval

Azzie,  
The abortion rules have been adopted by Drexdal. See attached. I will work on the paperwork for submitting the rules to the RRC. The deadline is 8/20/15, but my target is sometime this week so they don't sit on my desk.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [May, Amber Cronk](#); [Pfeiffer, Nadine](#); [Reeder, Amanda J](#); [Hammond, Abigail M](#); [Thomas, Jason S](#)  
**Subject:** RE: rule for review  
**Date:** Friday, July 10, 2015 4:07:00 PM

---

Awesome. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** May, Amber Cronk  
**Sent:** Friday, July 10, 2015 3:26 PM  
**To:** Pfeiffer, Nadine; Reeder, Amanda J; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** RE: rule for review

Hi Nadine,

Amanda and I just reviewed this and we do not have issue with this addition, particularly given that you are referring to a statute.

Let us know if you have any other questions.

Thank you,

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, July 10, 2015 3:17 PM  
**To:** Reeder, Amanda J; May, Amber Cronk; Hammond, Abigail M; Thomas, Jason S  
**Cc:** Conley, Azzie  
**Subject:** rule for review

Hi,  
As promised, here is the abortion definition rule we revised. The SL (2015-52) added a definition for

“qualified physician” so we are adding it to our rules. We are hoping the text we are adding is not seen as a substantial change. Are you ok with what we are proposing to add?

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: rules  
**Date:** Wednesday, July 15, 2015 1:54:45 PM

---

Ok

---

**From:** Pfeiffer, Nadine  
**Sent:** Wednesday, July 15, 2015 9:20:59 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules

Ok. Will add

---

**From:** Conley, Azzie  
**Sent:** Tuesday, July 14, 2015 6:29 PM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: rules

GS 14-45

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, July 14, 2015 11:17:22 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules

Azzie,  
Which one do you want on the history note? The SL or the new GS 14-45.1?

Nadine

---

**From:** Conley, Azzie  
**Sent:** Tuesday, July 14, 2015 5:06 AM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: rules

We need to add the new history note. Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, July 13, 2015 10:21:00 AM  
**To:** Conley, Azzie  
**Subject:** rules

Good morning Azzie,  
These are the version of the Abortion rules that I have for submitting to the RRC. I have also put them in the rules drop box on the S drive in case you don't want to download these and view these or open them up individually. Please let me know if you are ok with the text on these rules and the changes to the rules

that have the changes in them.

My only question is, for rules .0111 and .0306, do you want to add the new SL to the history note or did you want to just add GS. 14-45.1(a1)? I think we could go either way since the SL is amending that statute and just adding that part to the GS that would pertain to the rule). Let me know and I will add it.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** RE: rules revisions  
**Date:** Friday, June 26, 2015 5:57:00 PM

---

Got it. Thanks

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 26, 2015 9:48 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules revisions

Hopefully it will make sense to you when you hear it. I should have explained before. Just call me if need to. I am here all day.

---

**From:** Conley, Azzie  
**Sent:** Friday, June 26, 2015 9:46 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: rules revisions

In scheduling meeting.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 26, 2015 8:56 AM  
**To:** Conley, Azzie  
**Subject:** RE: rules revisions

I left you a voice mail.

---

**From:** Conley, Azzie  
**Sent:** Friday, June 26, 2015 8:43 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: rules revisions

Are you suggesting we look at all the rules? This was done for changes during the committee meetings.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, June 26, 2015 7:22 AM  
**To:** Conley, Azzie  
**Subject:** Re: rules revisions

I understand. However while we are revising the rules we might as well make them accurate. It may save us later during the periodic review. If there are no changes to the rule and it is 2 years from public comment on the rule we can classify it as Necessary Without Substantive Public Interest and not have to do anything else to that rule. (Just looking ahead)

Sent from my iPhone

On Jun 26, 2015, at 7:15 AM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

For clarification, our focus was rules with recommended changes.

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, June 25, 2015 4:06:57 PM  
**To:** Conley, Azzie

**Subject:** rules revisions

Hi Azzie,

I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexldal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexldal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** FW: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Wednesday, June 17, 2015 2:32:00 PM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, May 26, 2015 5:03 PM  
**To:** 'YourRight2Choose@aol.com'  
**Cc:** Pratt, Drexdal  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this

matter.

Sincerely,  
Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Monday, May 04, 2015 5:53 PM  
**To:** Conley, Azzie  
**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,  
Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com), [neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov), [drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
Sent: 2/11/2015 12:24:02 P.M. Eastern Standard Time  
Subj: RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff,  
please provide me tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Thursday, June 11, 2015 4:07:00 PM

---

Jodi:

See you at 10AM.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** YourRight2Choose@aol.com [mailto:YourRight2Choose@aol.com]

**Sent:** Tuesday, June 09, 2015 6:19 PM

**To:** Conley, Azzie

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

will see you then.

In a message dated 6/9/2015 11:40:51 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

10AM is good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Clinic [mailto:YourRight2Choose@aol.com]

**Sent:** Tuesday, June 09, 2015 10:47 AM

**To:** Conley, Azzie

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Just checking to see if you have set a time for the clinics site survey on Friday, June 12. I have 2 employees who would like to be there to observe the process.

Thank you,

Jodi Robertson

Sent from my iPhone

On May 26, 2015, at 5:03 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
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1205 Umstead Drive  
Raleigh, NC 27603  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]

**Sent:** Tuesday, May 26, 2015 4:31 PM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks

for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)  
[<mailto:YourRight2Choose@aol.com>]  
**Sent:** Wednesday, May 13, 2015 6:17 AM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,  
Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time, [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[mailto:[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)]

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)

To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com),

[neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)

CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov),

[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),

[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)

Sent: 2/11/2015 12:24:02 P.M. Eastern  
Standard Time

Subj: RE: Projet #AB-20-NMD/PJP, FID  
#110748

Mrs. Roberts:

Based on receipt of an approval from our  
Construction staff, please provide me  
tentative dates for a state licensure survey.  
Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification  
Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** RE: transparency rules  
**Date:** Friday, May 29, 2015 2:54:00 PM

---

Sounds good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, May 29, 2015 2:52 PM  
**To:** Conley, Azzie  
**Subject:** RE: transparency rules

Hey no problem. I figured you would call when I went out to go the cleaners!

So then I will go ahead with what I typed up for the response to the public comments and the change to the rule language then.

Also, when you have a chance, let's talk about the abortion rules and what might need to be done with those seeing as the bill is getting closer to having final action taken.

Thank you!!

---

**From:** Conley, Azzie  
**Sent:** Friday, May 29, 2015 2:28 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: transparency rules

No concerns. I apologize, I was at Yadkin last week.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Thursday, May 21, 2015 4:47 PM

**To:** Conley, Azzie

**Subject:** transparency rules

Azzie,

I took a stab in drafting up the agency's response to the 2 public comments received from the transparency rules. Please look at this document and see if you would like to make any changes and let me know. Also, do you plan on making any changes to the text of the transparency rules? I saw some duplicate language in 13C .0206 line 7. It says "the lists shall be based upon data provided by the certified statewide data processor." The sentence before it says the same thing "the lists shall be determined annually based on data provided by the certified data processor" and the hospital rule does not have that duplicate language from line 7 in it. Shall we delete it?

Let me know if you want that taken out and if there are other changes so I can start getting these rules ready for the July MCC meeting.

Thank you!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** RE: ABC  
**Date:** Thursday, May 28, 2015 4:56:00 PM

---

Thank you. Vicky is ready.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Ethridge, Lynn  
**Sent:** Thursday, May 28, 2015 4:47 PM  
**To:** Conley, Azzie  
**Subject:** RE: ABC

I certainly will. We should have plenty of time to get these done in June. I will get an updated list from Cecilia of facilities that need to be surveyed. Thank you!

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Thursday, May 28, 2015 4:40 PM  
**To:** Ethridge, Lynn  
**Subject:** ABC

Please try to get the abortion clinics done in June. They have to be surveyed. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: SL 2015-62  
**Date:** Tuesday, June 16, 2015 8:14:15 AM

---

Ok. Is the 18 yo change considered substantial? Please check. Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, June 16, 2015 6:13:15 AM  
**To:** Conley, Azzie  
**Subject:** Re: SL 2015-62

Donnie is tied up right now with addressing OSBM's concerns for the fiscal note for the OEMS rules that are going to the MCC meeting in July. He claims he will have the fiscal note changes done either sometime today or tomorrow.

I will have to see if adding those definitions will be viewed as "substantial changes" which means we have to republish the rule. If that is the case, we could just republish the rule with the definition and not all of them. I don't want to have to go through getting 1400 comments all over again unless I have to.

Nadine

Sent from my iPad

On Jun 16, 2015, at 5:38 AM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

We should add the definition of qualified physician and 72 hour wait. I am on survey and back Wednesday. Is Donnie available?

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#)  
**Subject:** Fw: SL 2015-62  
**Date:** Tuesday, June 16, 2015 5:42:32 AM  
**Attachments:** [SL2015-62 H465 6-5-15.pdf](#)

---

See page 7 on posting reports.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, June 15, 2015 6:02:56 PM  
**To:** Conley, Azzie  
**Subject:** SL 2015-62

Hi Azzie,  
This is the SL for the amending GS 14-45.1 for abortions. (page 7) I have the 2 abortion rule revisions you sent me a while ago. Is there anything in this law that would necessitate further revisions to the abortion rules? Please let me know.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: rules revisions  
**Date:** Friday, June 26, 2015 7:14:33 AM

---

I will look at this today or Monday. Thank you

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, June 25, 2015 4:06:57 PM  
**To:** Conley, Azzie  
**Subject:** rules revisions

Hi Azzie,  
I already have the 2 revised abortion rules you sent me (.0111 and .0306). Thank you!

Here are the other rules I found when reading over your rules and made some changes to for accuracy. See what you think.

For .0304: Line 19: changed the name of Comp Inv Branch since that is not what it is called now (checked with Rita and Cheryl on what name to put here and this is what they advised)

For .0305: Page 2, Lines 5, 8 and 13, changed to show the deletion of the current word "facility" to add the new word "clinic" since it was published in the NC Register as saying "clinic" in those spots which is not what the current rule says

For .0315: Lines 6 & 7: changed to say what the title of the section of the DENR rules are. I attached the DENR rule with the section title of the .1300 rules for you. I believe years ago the title of that rule section said what the current rule language says. If you want to leave the text as we published it, without any changes, that is fine, just let me know. The thing that caught my eye was the "rest home" wording.

Let me know your thoughts on all the changes I made. I definitely will not send any of the changes I made through to Drexdal or to RRC unless you give me the green light. I am just trying to help out since Donnie is, preoccupied and out of the office. (or maybe I am just causing you additional heartburn! ☺ )

When you send me the changes to the definitions rule, I will send that over to RRC to double check if it is a substantial change. Once we know that and I know your feedback on the rules in this email, at that point we should be ready to go the final step on these rules. We have until mid Jan to get the rules adopted (approved) by Drexdal, but I say lets try and get this one off our plates if we can to alleviate further questioning about the status of these rules.

Thanks a lot!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**To:** [Clinic](#)  
**Subject:** RE: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Tuesday, June 09, 2015 11:40:00 AM

---

10AM is good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Clinic [mailto:YourRight2Choose@aol.com]  
**Sent:** Tuesday, June 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Just checking to see if you have set a time for the clinics site survey on Friday, June 12. I have 2 employees who would like to be there to observe the process.

Thank you,  
Jodi Robertson

Sent from my iPhone

On May 26, 2015, at 5:03 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, May 26, 2015 4:31 PM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,  
Jodi Robertson, Sole Director/President  
John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,  
Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time,  
[YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided regarding your CLIA certificate?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[\[mailto:YourRight2Choose@aol.com\]](mailto:YourRight2Choose@aol.com)

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St  
Durham, NC 27704

---

**From:** [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)

**To:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com),

[neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)

**CC:** [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov),

[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov), [panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)

**Sent:** 2/11/2015 12:24:02 P.M. Eastern Standard Time

Subj: RE: Projet #AB-20-NMD/PJP, FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff, please provide me tentative dates for a state licensure survey. Thank you for your assistance.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

**From:** [Conley, Azzie](#)  
**To:** [James, Olivia](#)  
**Cc:** [Jones, Jim](#); [Lefebvre, Alexandra](#)  
**Subject:** RE: NC Statistics Request on abortions  
**Date:** Thursday, May 14, 2015 9:27:00 AM

---

No. As soon as we have the data, we will forward. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** James, Olivia  
**Sent:** Thursday, May 14, 2015 9:15 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

Azzie,

Just following up on this- do you have the sites from 2010?

Thank you,

Olivia

---

**From:** Conley, Azzie  
**Sent:** Wednesday, May 13, 2015 10:08 AM  
**To:** James, Olivia  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

We are pulling the data for active sites in 2010. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive

Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** James, Olivia  
**Sent:** Wednesday, May 13, 2015 9:56 AM  
**To:** Conley, Azzie  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** FW: NC Statistics Request on abortions

Azzie,

Please see the request below. I understand that from the chart we've sent her, all of those were practicing in 2010, except for Planned Parenthood Fayetteville. However, were there any clinics practicing in 2010 that have since closed?

Could you point me in the right direction for this information?

Thank you,

Olivia

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Wednesday, May 13, 2015 9:52 AM  
**To:** James, Olivia  
**Subject:** RE: NC Statistics Request on abortions

Olivia,

Thank you for the information. There is one element I cannot find, and perhaps you can help me. The editors want to know how many of facilities in North Carolina were performing abortions in 2010.

Is that possible to get as well? I just need the number, not the names.

Thank you! Susanne

---

**From:** James, Olivia [<mailto:Olivia.James@dhhs.nc.gov>]  
**Sent:** Tuesday, May 12, 2015 5:21 PM  
**To:** Schafer, Susanne; Gerlach, Kendra  
**Cc:** Jones, Jim; Lefebvre, Alexandra  
**Subject:** RE: NC Statistics Request on abortions

Susanne,



Here is the list of facilities in North Carolina which currently perform abortions.

Facility Name	Orig. Date of Licensure
A Preferred Women's Health Raleigh	1/1/1999
A Preferred Women's Health Charlotte	8/3/1999
A Woman's Choice of Raleigh	8/20/1993
Carolinas Women's Clinic Charlotte (Carolina Center for Women)	8/17/1984
Crist Clinic for Women Jacksonville	12/8/1997
Easton OB/GYN Chapel Hill	6/15/1989
Family Reproductive Health Charlotte	12/22/1992
Hallmark Women's Clinic Fayetteville	1/28/1980
Piedmont Carolina Medical Clinic Greensboro	7/28/1977
Planned Parenthood Fayetteville	1/14/2012
Planned Parenthood Central NC Chapel Hill	10/20/1998
Planned Parenthood Wilmington	1/17/1986
Planned Parenthood Winston Salem	5/7/1974
Women's Health Alliance Chapel Hill	11/29/1993

Additionally, the link below provides data on abortions performed in North Carolina:

<http://www.schs.state.nc.us/data/vital.cfm>

Annual pregnancy, live birth and abortion, statistics are presented by age, race and marital status. Reports are available for the state, Perinatal Care regions and counties.

- [North Carolina Reported Pregnancies for 2013](#)
- [North Carolina Reported Pregnancies for 2012](#)
- [North Carolina Reported Pregnancies for 2011](#)
- [North Carolina Reported Pregnancies for 2010](#)
- [North Carolina Reported Pregnancies for 2009](#)
- [North Carolina Reported Pregnancies for 2008](#)
- [North Carolina Reported Pregnancies for 2007](#)
- [North Carolina Reported Pregnancies for 2006](#)
- [North Carolina Reported Pregnancies for 2005](#)
- [North Carolina Reported Pregnancies for 2004](#)
- [North Carolina Reported Pregnancies for 2003](#)
- [North Carolina Reported Pregnancies for 2002](#)
- [North Carolina Reported Pregnancies for 2001](#)

Best,

Olivia

**Olivia James**

N.C. Department of Health & Human Services

Press Assistant, Office of Communications

101 Blair Drive  
Raleigh, NC 27603  
Phone: 919-855-4840  
[www.ncdhhs.gov/](http://www.ncdhhs.gov/)

---

**From:** Schafer, Susanne [<mailto:SSCHAFER@ap.org>]  
**Sent:** Tuesday, May 12, 2015 10:26 AM  
**To:** Gerlach, Kendra  
**Cc:** [Alesxandra.lefebvre@dhhs.nc.gov](mailto:Alesxandra.lefebvre@dhhs.nc.gov); James, Olivia; [Kevin.Howell@dhhs.nc.gov](mailto:Kevin.Howell@dhhs.nc.gov)  
**Subject:** NC Statistics Request on abortions

Kendra,

I am an Associated Press reporter, a colleague of Gary Robertson's, working out of the South Carolina bureau in Columbia. I have been asked by our national editors to assist in a quick statistical review for all 50 states.

Gary was kind enough to steer me in your agency's direction.

We are seeking answers to two questions for each state:

- 1) The current number of licensed abortion clinics operating in the state and the number that existed in 2010.
- 2) The most recent annual number of abortions performed in the state, and the number for each year since 2010.
- 3)

My deadline is Thursday at 3 p.m.

I hope you can assist me in getting this information. If someone specific can help, please let me know so I don't crowd your inbox. If there is any problem, please let me know as soon as possible, and I think you for your help!

Susanne

Susanne Schafer  
Reporter  
The Associated Press  
1401 Shop Road, Suite B  
Columbia, S.C. 29201  
803-799-5510 (office)  
803-917-7701 (cell)  
[sschafer@ap.org](mailto:sschafer@ap.org)  
[apcolumbia@ap.org](mailto:apcolumbia@ap.org)

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[IP\_US\_DISC]

msh dccc60c6d2c3a6438f0cf467d9a4938

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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#)  
**Cc:** [Pratt, Drexdal; Christian, Patsy](#)  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM  
**Date:** Wednesday, April 22, 2015 8:16:00 AM

---

ok

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Wednesday, April 22, 2015 7:12 AM  
**To:** Conley, Azzie  
**Cc:** Pratt, Drexdal; Christian, Patsy  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

I think you should be there in case questions come up.

---

**From:** Conley, Azzie  
**Sent:** Tuesday, April 21, 2015 3:27 PM  
**To:** Goodman, Jesse  
**Subject:** RE: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

Please let me know if I need to be there.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Goodman, Jesse  
**Sent:** Tuesday, April 21, 2015 7:14 AM  
**To:** Conley, Azzie; Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

FYI

---

**From:** NCGA Committee Notices [<mailto:noreply@ncleg.net>]

**Sent:** Monday, April 20, 2015 7:31 PM

**Subject:** <NCGA> House Health Committee Meeting Notice for Wednesday, April 22, 2015 at 10:00 AM

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2015-2016 SESSION**

You are hereby notified that the **House Committee on Health** will meet as follows:

**DAY & DATE:** Wednesday, April 22, 2015

**TIME:** 10:00 AM

**LOCATION:** 643 LOB

**COMMENTS:** Representative Brown is presiding.

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 465	Clarify & Modify Certain Abortion Laws.	Representative Schaffer Representative McElraft Representative R. Turner Representative S. Martin Representative Dobson
HB 623	Device & Medical Equipmt Permit Requirements.	Representative Dobson
HB 746	LME/MCO Board Amendments.	Representative Dollar Representative J. Bell Representative Avila

Respectfully,

Representative Brian Brown, Co-Chair  
Representative Justin P. Burr, Co-Chair  
Representative Bert Jones, Co-Chair  
Representative Donny Lambeth, Co-Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 7:30 PM on Monday, April 20, 2015.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk – House Chamber

Theresa Lopez (Committee Assistant)

--

This message was sent to you by Theresa Lopez (Rep. Brian Brown) ([brownbla@ncleg.net](mailto:brownbla@ncleg.net)) because you signed up to receive NC General Assembly Committee Notices by email. To unsubscribe, visit <http://www.ncleg.net/gascripts/Committees/Committees.asp?sAction=ViewDLForm&sActionDetails=House%20Standing>

---

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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#)  
**Subject:** RE: status of abortion rules  
**Date:** Tuesday, April 21, 2015 11:08:00 AM

---

Committee members are still reviewing the comments. At this point, a decision has not been made for a meeting until all have completed the review.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Tuesday, April 21, 2015 11:04 AM  
**To:** Amy Jo Johnson (Research)  
**Cc:** Sholar, Adam; Pratt, Drexdal; Conley, Azzie; Womble, C. Trent  
**Subject:** RE: status of abortion rules

Amy Jo,  
No. We are in the process of trying to get the workgroup together to discuss the 1400 comments submitted. Seeing as there are 2 bills in the legislature that, if passed, will alter the text that has been published (hence a substantial change and possibly changing the fiscal impact, which would mean republishing the rules) we are considering waiting until action on those bills are taken to see what final changes in the rule text need to be done. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules.  
See you tomorrow if not before.  
Jesse

---

**From:** Amy Jo Johnson (Research) [<mailto:AmyJo.Johnson@ncleg.net>]  
**Sent:** Tuesday, April 21, 2015 10:18 AM  
**To:** Goodman, Jesse  
**Cc:** Sholar, Adam  
**Subject:** status of abortion rules

Jesse,

Just checking to see if the abortion rules have been sent off to the Rules Review Commission, just in

case it comes up tomorrow. I assume you all will be there?

Thank you, thank you,

Amy Jo

Amy Jo Johnson, JD  
Senior Staff Attorney/ Legislative Analyst  
NC General Assembly, Research Division  
545 Legislative Office Building  
300 North Salisbury Street  
Raleigh, North Carolina 27603-5925  
(919) 733-2578

---

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** rules  
**Date:** Wednesday, April 22, 2015 12:01:00 PM

---

#### **10A NCAC 14E .0305 MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including the date and time of admission and discharge; the full and true name; address; date of birth; nearest of kin; diagnoses; duration of pregnancy; condition on admission and discharge; referring and attending physician; a witnessed, voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure; and the physician's authenticated history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the operative procedure or anesthetic to be administered.
- (b) All other pertinent information such as pre- and post-operative instructions, laboratory report, drugs administered, report of operation and follow-up instruction including family planning advice shall be recorded and authenticated.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject or accept the appropriate desensitization material. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results posted in the patient's medical record for any patient who is scheduled for an abortion procedure.**
- (e) The facility shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least patient name, estimated length of gestation, type of procedure, name of physician, name of RN on duty, and date and time of procedure.
- (f) Medical records shall be the property of the facility and shall be preserved or retained in the State of North Carolina for at least 20 years regardless of change of facility ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The facility shall have a plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a facility cease operation, arrangements shall be made for preservation of records for at least 20 years. The facility shall notify the Division, in writing, concerning the arrangements.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994; December 1, 1989.*

The highlighted statement is the current rule regarding ultrasounds.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748  
**Date:** Thursday, June 11, 2015 5:26:22 PM

---

10AM confirmed.

In a message dated 6/11/2015 4:08:03 P.M. Eastern Daylight Time, azzie.conley@dhhs.nc.gov writes:

Jodi:

See you at 10AM.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** YourRight2Choose@aol.com [mailto:YourRight2Choose@aol.com]  
**Sent:** Tuesday, June 09, 2015 6:19 PM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

will see you then.

In a message dated 6/9/2015 11:40:51 A.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

10AM is good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** Clinic [<mailto:YourRight2Choose@aol.com>]  
**Sent:** Tuesday, June 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Just checking to see if you have set a time for the clinics site survey on Friday, June 12.  
I have 2 employees who would like to be there to observe the process.

Thank you,

Jodi Robertson

Sent from my iPhone

On May 26, 2015, at 5:03 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

June 12 is good. I will confirm the time. Thank you.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[<mailto:YourRight2Choose@aol.com>]

**Sent:** Tuesday, May 26, 2015 4:31 PM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

We are rapidly approaching a critical time in the process of getting our proposed abortion clinic certified. The RN we have hired needs to give her 2-weeks notice at her current job very soon. Two CNA's we have hired need to notify current jobs about their availability in June. CLIA needs to perform a compliance inspection under our current CLIA Registration by the end of June and we need to have seen and tested some patients before that visit. Given that your "earliest available" dates for a site visit were June 11 or 12, we hope that you could set a date and time for one of those and our future staff could plan accordingly. Thanks for your assistance.

Sincerely,

Jodi Robertson, Sole Director/President

John H. Baker, MD, Medical Director

In a message dated 5/13/2015 8:26:25 A.M. Eastern Daylight Time,  
[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

The first week of June is not doable. As soon as we identify a date, we will contact you. June 11 or June 12 are the earliest dates available. Again, the date and time will need to be confirmed.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[<mailto:YourRight2Choose@aol.com>]

**Sent:** Wednesday, May 13, 2015 6:17 AM

**To:** Conley, Azzie

**Cc:** Pratt, Drexdal

**Subject:** Re: Projet #AB-20-NMD/PJP, FID #110748

Ms. Conley,

Just following up on my previous email regarding a date for our licensure survey; working hard to make sure everything is in order and appropriate staff on hand for the survey, but feel like we are flying blind. Appreciate your continued assistance in this matter.

Sincerely,

Jodi Robertson

In a message dated 5/8/2015 10:04:26 P.M. Eastern Daylight Time, [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com) writes:

Ms. Conley,

In anticipation of our upcoming site visit and DHSR inspection survey, we are in the process of interviewing/hiring our staff. At least one person needs to give "two-weeks notice" at her current job. In order to have her available and on-board for your visit, we need your best estimate of when that date might be. We realize we are also coordinating our hopeful opening date with the CLIA staff to allow a compliance inspection before 7/15/15. Thank you for your attention and assistance.

Jodi Robertson, Director/President  
North Durham Women's Health, Inc  
400-B Crutchfield St.  
Durham, NC 27704

In a message dated 5/4/2015 5:55:19 P.M. Eastern Daylight Time, [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov) writes:

Congratulations. What was decided

regarding your CLIA certificate?

Azzie Y. Conley, RN

N.C. Department of Health and Human  
Services

Acute & Home Care Licensure & Certification  
Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com)

[<mailto:YourRight2Choose@aol.com>]

**Sent:** Monday, May 04, 2015 5:53 PM

**To:** Conley, Azzie

**Subject:** Fwd: Projet #AB-20-NMD/PJP, FID  
#110748

Ms. Conley,

We finally got the construction approval for the clinic and are ready to move forward with the

licensure survey. I am attaching the letter from Neill Dalrymple (I think you were copied on his email, but sending it along just in case). Not sure how far ahead y'all are already scheduled, but from my end, I am committed elsewhere until the last week of May. Thursday, May 28, Friday, May 29, or any day the first week of June would be fine for the survey. We look forward to your visit and hope we are seeing the light at the end of the tunnel.

Sincerely,

Jodi Robertson, Sole Director/President

North Durham Women's Health, Inc

400-B Crutchfield St

Durham, NC 27704

---

From: [azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)  
To: [YourRight2Choose@aol.com](mailto:YourRight2Choose@aol.com),  
[neill.dalrymple@dhhs.nc.gov](mailto:neill.dalrymple@dhhs.nc.gov)  
CC: [steven.lewis@dhhs.nc.gov](mailto:steven.lewis@dhhs.nc.gov),  
[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov),  
[panya.porter@dhhs.nc.gov](mailto:panya.porter@dhhs.nc.gov)  
Sent: 2/11/2015 12:24:02 P.M.  
Eastern Standard Time  
Subj: RE: Projet #AB-20-NMD/PJP,  
FID #110748

Mrs. Roberts:

Based on receipt of an approval from our Construction staff, please provide me tentative dates for a state licensure survey. Thank you for your assistance.

Azzie Y. Conley, RN

N.C. Department of Health and  
Human Services



Acute & Home Care Licensure &  
Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Deborah Walsh](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Cont. 2/ ABC Public Comments final .xlsx  
**Date:** Tuesday, April 14, 2015 10:33:14 PM

---

---

Comments Re: Licensing/Governing Body (10A NCAC 14 E .0109/.0302)

---

\*This rule was changed to follow ASF rule.

\*There are already numerous Board Certified OB/GYN physicians available for consultation for any physician performing abortions.

\*The suggestion that only a Board Certified OB/GYN be allowed to perform abortions is unnecessary. There is absolutely no history in NC (or elsewhere) that demonstrates, or even suggests, that abortions performed by physicians from other specialties are problematic for their patients. Any attempt to restrict competent, licensed physicians from working in their chosen field would be blatantly discriminatory as this is not required for any other procedure. Such an action would unnecessarily involve the State of NC in costly litigation. There is nothing involving patient safety behind this suggestion. Evidence based increase of patient safety is the criteria for any added restriction.

---

Comments Re: Physical Plant (10A NCAC 14E .0201, .0201, .0207)

---

\*There is no history in NC of patient safety being compromised because of the building the abortion was performed in.

\*The Physical Plant requirements are far more than what's required for procedures of similar or even more risk, but are acceptable with reasonable considerations.

---

Comments Re: Medical Records (10A NCAC 14E .0305)

---

\*The rule was changed to be in keeping with usual medical standards.

---

\*Comments Re: Patient Privacy (10A NCAC 14E .0303)

---

\*Patient privacy is addressed in the recovery area as well as pertaining to medical records as instructed.

---

Comments Re: Quality Assurance (10A NCAC 14E .0308)

---

\*Rule is acceptable.

---

Comments Re: Rule Development/ASC Standards

---

\*Prior to the proposed rules being developed, NC was already among the most strictly regulated states in our country. The proposed rules go above and beyond what is necessary to provide safe care to people in NC & are still acceptable. The fact that abortion providers were involved in adopting these rules is a very positive statement regarding the vast majority of providers in the state. There are legal remedies already in place in NC to deal with sub-standard professionals in the medical community.

---

Comments Re: Laboratory Services (10A NCAC 14E .0309)

---

\*Rule is acceptable.

---

Comments Re:

Sent from my iPad

**From:** [Conley, Azzie](#)  
**To:** [Mccarty, Debbie](#)  
**Subject:** RE: ABCs  
**Date:** Tuesday, April 14, 2015 9:59:53 PM

---

You are welcome!

---

From: Mccarty, Debbie  
Sent: Tuesday, April 14, 2015 8:18 PM  
To: Conley, Azzie  
Subject: Re: ABCs

Thank you!

Sent from my iPad

On Apr 14, 2015, at 11:10 AM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)<<mailto:azzie.conley@dhhs.nc.gov>>>> wrote:

Please note, Gaye will handle 100% of responsibilities related to abortion clinics. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)<<mailto:Azzie.Conley@dhhs.nc.gov>>  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Deborah Walsh](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Cont./ABC Public Comments final .xlsx  
**Date:** Tuesday, April 14, 2015 1:23:41 PM

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Comments Re: Examination of Uterine Contents/Products of Conception/"Remains"/Surgical services/Procedure Rooms. (10A NCAC 14 E .0311)

---

\*Comments stating that requirement of physician to examine products of conception/uterine contents has been removed from the rule are incorrect.

\*The new rule states that the physician performing the abortion is responsible for examination of all products of conception (P.O.C.) "prior to patient discharge".

\*The physician is already required to document in the surgical report whether the P.O.C. is Normal\_\_or Abnormal\_\_ for gestational age. Example: For patients undergoing abortion at a very early gestational age, it would be "normal" to see chorionic villi post-op upon tissue exam by the physician and would be "abnormal" not to see villi. For patients undergoing an abortion around nine weeks gestational age (7 weeks from conception) or or more, it would be "normal" to see fetal tissue post-op upon tissue exam by the physician and "abnormal" not to see it. Documentation of these findings are already required by the rule.

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Comments Re: Annual Inspections (10A NCAC 14E .0111)

---

\*Comments stating there are no penalties/consequences for violation of rules is incorrect.

Consequences available to the Division are detailed in rule already in place.

\*Addressing comments about mandating annual inspections: The Department (DHHS) is authorized to conduct annual inspections and any other time it deems necessary. All patients are given the Toll Free # for complaints to the Department prior to treatment.

\*I agree with recommendation made by Attorney Janet Crepps, Lead Counsel for the Center for Reproductive rights concerning providing the highest level of protection for patient records including redacting identifying patient information prior to inspection of such records.

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Re: Definitions (10A NCAC 14E .0101) Comments

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Agree with proposed additions, stricter clarifications, in proposed new rule.

In old, existing rule re: Definitions, Qualified Personnel definition needs to be corrected to include "properly trained, NC Licensed, Registered, or Certified individual". Example: Presently, a NC Registered Pharmacist, NC Licensed

Practical Nurse, NC Licensed Clinical Social Worker, PhD. Psychologist, NC Licensed Geneticist, etc., are not allowed to convey the state mandated information to a person considering abortion. One of the categories of individual presently listed as acceptable does not even exist, paraphrasing, Registered Obstetric & Gynecological Ultrasound Registered Nurse Technician. It would protect the State of NC from unnecessary and costly litigation to make this simple change.

---

Comments Re: Staffing (10A NCAC 14 E .0306, .0307)

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\*Comments stating no minimum number of nurses are incorrect.

\*There exists a requirement for an RN to be present during all hours surgery is being performed, including the recovery phase. This rule matches the ASF rule regarding RN's.

\*The rule for clinics is an addition where there was no rule before. the language of the new rule was taken verbatim from the rule for Ambulatory Surgical Facilities.

Sent from my iPad

**From:** [Deborah Walsh](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: ABC Public Comments final .xisx  
**Date:** Monday, April 13, 2015 4:19:54 PM

---

Azzie,

I went ahead and sent the part that I have typed to this minute. I'll continue typing the remainder and send when complete. I wanted you to have this part to look at as I know your day is ending.

Soon,

Deborah Walsh

Sent from my iPad

> On Apr 13, 2015, at 4:16 PM, Deborah Walsh <clowwing@aol.com> wrote:

>

>

>

> Re: ABC Public Comments final .xisx

>

>

> \_\_\_\_\_  
> Comments Re: Post Operative Complications/Care (10A NCAC 14E .0313(a) )

>

> Addressing the concerns offered by those who were afraid the removal of the one hour minimum stay post-op might lessen patient safety: The proposed new wording of this rule is consistent with standard Hospital practice and with existing Ambulatory Surgery Facilities (ASFs); ASF rules appropriately leave discharge orders up to the physician performing a surgery; Additionally, all post-op patients are under the care of a Registered Nurse until discharge.

>

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> \_\_\_\_\_  
> Comments Re: Transport to ER for Emergency Care (10A NCAC 14 E .0313(b) )

>

> I think there was just a typo(?) here. The rule was discussed and consensus was that wording would be changed to be similar to ASF rule. The reason being that the old rule required transfer to hospital for minor complications easily taken care of in the clinic.

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Comments

Re: Transport to ER for Emergency Care (10A NCAC 14 E .0313(c) )

>

> \_\_\_\_\_  
> Patients transferred to a hospital from Ambulatory Surgical Facilities or any other type of facility are not required to be accompanied by a physician or personnel from the referring facility. If EMS transports a patient by ambulance to a hospital, that patient is in safe hands receiving the best of care.

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> Comments Re: Transfer Agreement with Hospital/Emergency Care

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>

> \*This rule was changed, upgraded, to match exactly the rule for licensed Ambulatory Surgical Facilities.

> \*Federal EMTALA law already requires hospitals to admit patients in an emergency.

> \*The average number of patients requiring hospital transfer in a properly licensed abortion is < 1 or 2 in a calendar year. These rare transfers are sometimes related to known, pre-existing, conditions the patient may have & the possibility of transfer has been discussed beforehand during the risks discussed before she is accepted as a patient. Most transfers are ordered with an attitude of erring on the side of caution which is how I would want to be treated myself.

> \*In the comments suggesting required admitting privileges: Hospitals require a minimum number of hospital admissions a year in order to grant admitting privileges to a physician, with 50-60 being a common number to require. No skilled abortion provider would EVER come anywhere remotely near that needed number of admissions. Hospitals do not grant privileges according to whether someone is a good, skilled, physician or not. They are run as a strictly regulated business that must ensure patients are admitted to their beds in order to stay open.

> \*\*Additionally, local hospitals in NC are, in some cases, prohibiting any Dr. WITH admitting privileges from providing abortions in facilities licensed to perform abortions. So if a Dr. HAS admitting privileges, he or she is not allowed to perform abortions.

> \*In the event a patient did need to be transferred, EMS generally asks the patient if they have a preference for where they're treated ( assuming there wasn't the need to get to the nearest ER for safety reasons), because patients have different insurance plans and are covered in some networks and not in others.

> \*Another reason requiring admitting privileges at a nearby hospital isn't relevant is that since abortion clinics are only in a few cities in the state, people from all over NC travel to Raleigh, Charlotte, etc., to receive care. They are usually at a clinic approximately four to six hours for their abortion, then they are given detailed post-op instructions including a 24 hr. phone number in case of questions or emergency, and drive the three or four (or more) hours back home. If a patient calls the clinic 2 or 3 days later with a complaint that the physician feels should be checked out by an ER, it would not be safe to ask a patient to drive 2-4hrs back to a hospital where the Dr. had privileges. It is common procedure to ask an out of town patient such as I've described what hospital is she near and what is it's name. In other words, where do she and her family usually go? Given that information, and with the patient's permission, the on call staff contacts the Triage Nurse in the ER at the patients hospital & relays pertinent information regarding the patient's post-op symptoms, as well as the on call nurse's name & contact number & the name of the physician, his contact number and the name of the facility where the patient had her abortion.

> \*In summary, the idea of requiring abortion doctors to have admitting privileges within 30 miles of where they operate sounds simple but is not only complex, I believe it is impossible to require hospitals to change their admitting privilege policy when Federal law already requires them to care for any person having an emergency. The fact that ONLY physicians providing abortions are suggested to be bound to this requirement also makes it unconstitutional.

> Sent from my iPad



**From:** [Pfeiffer, Nadine](#)  
**To:** [Lefebvre, Alexandra](#); [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Gerlach, Kendra](#)  
**Subject:** RE: TIME SENSITIVE - Media Question - Abortion Rules  
**Date:** Monday, March 30, 2015 4:37:54 PM

---

That sounds great! Thank you!!!

---

**From:** Lefebvre, Alexandra  
**Sent:** Monday, March 30, 2015 4:20 PM  
**To:** Pfeiffer, Nadine; Conley, Azzie  
**Cc:** Pratt, Drexdal; Gerlach, Kendra  
**Subject:** RE: TIME SENSITIVE - Media Question - Abortion Rules

Thanks, Azzie and Nadine!

Please see my edits (regarding NCGA) I simply deleted 'for final vote'. If they get sent to the GA there are numerous outcomes so I don't want to single one out, does that make sense?:

Gary,

DHHS is currently gathering with the same stakeholder group involved in promulgating the rules to review and discuss the almost [1400 public comments](#) we received after the public hearing held on December 19, 2014. The public comment period ended on January 30, 2015. DHHS has one year from this date to adopt the rules, then 30 days from the adoption date to submit the rules to the Rules Review Commission.

After DHHS and the stakeholder group convene to discuss the comments, we will update our proposed effective date and a proposal will be made to the Rules Review Commission. Once approved by the Commission, there is a period of time where the public may object to the rules. If 10 letters of objection are received, the rules will be sent to the General Assembly. If there are less than 10 letters of objection, the rules will take effect.

**Alexandra Lefebvre**

N.C. Department of Health & Human Services  
Press Assistant, Office of Communications  
101 Blair Drive  
Raleigh, NC 27603  
Phone: 919-855-4840  
[www.ncdhhs.gov/](http://www.ncdhhs.gov/)

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---

**From:** Pfeiffer, Nadine

**Sent:** Monday, March 30, 2015 3:44 PM  
**To:** Lefebvre, Alexandra; Conley, Azzie  
**Cc:** Pratt, Drexdal; Gerlach, Kendra  
**Subject:** RE: TIME SENSITIVE - Media Question - Abortion Rules

Alexandra,

The dates are all correct and the overall process is stated well.

Just to clarify a few points, the DHHS has 12 months from the time of the end of the public comment period to adopt the rule, then 30 days from adoption to submit to the RRC for them to approve the rule. Also in sending to the General Assembly, this is what GS 150B says which is a bit convoluted, but the rules could become effective if no bill to stop them is introduced:

(b1) Delayed Effective Dates. -- If the Commission received written objections to the rule in accordance with subsection (b2) of this section, the rule becomes effective on the earlier of the thirty-first legislative day or the day of adjournment of the next regular session of the General Assembly that begins at least 25 days after the date the Commission approved the rule, unless a different effective date applies under this section. If a bill that specifically disapproves the rule is introduced in either house of the General Assembly before the thirty-first legislative day of that session, the rule becomes effective on the earlier of either the day an unfavorable final action is taken on the bill or the day that session of the General Assembly adjourns without ratifying a bill that specifically disapproves the rule. If the agency adopting the rule specifies a later effective date than the date that would otherwise apply under this subsection, the later date applies. A permanent rule that is not approved by the Commission or that is specifically disapproved by a bill ratified by the General Assembly before it becomes effective does not become effective. A bill specifically disapproves a rule if it contains a provision that refers to the rule by appropriate North Carolina Administrative Code citation and states that the rule is disapproved. Notwithstanding any rule of either house of the General Assembly, any member of the General Assembly may introduce a bill during the first 30 legislative days of any regular session to disapprove a rule that has been approved by the Commission and that either has not become effective or has become effective by executive order under subsection (c) of this section.

Nadine

---

**From:** Lefebvre, Alexandra  
**Sent:** Monday, March 30, 2015 3:30 PM  
**To:** Conley, Azzie; Pfeiffer, Nadine  
**Cc:** Pratt, Drexdal; Gerlach, Kendra  
**Subject:** TIME SENSITIVE - Media Question - Abortion Rules  
**Importance:** High

From the AP:

*the proposed abortion clinic rules that DHHS hoped would take effect April 1 (page 1290, NC Register, Volume 29, Issue 11, Dec. 1, 2014). Will the rules take effect on that date? If not, why not? When does the department hope to release the finalized rules and/or present them to the Rules Review Commission?*

My draft in response, please respond with any edits or concerns:

Gary,

DHHS is currently gathering with the same stakeholder group involved in promulgating the rules to

review and discuss the almost [1400 public comments](#) we received after the public hearing held on December 19, 2014. The public comment period ended on January 30, 2015. DHHS has one year from this date to submit the rules to the Rules Review Commission.

After DHHS and the stakeholder group convene to discuss the comments, we will update our proposed effective date and a proposal will be made to the Rules Review Commission. Once approved by the Commission, there is a period of time where the public may object to the rules. If 10 letters of objection are received, the rules will be sent to the General Assembly for final vote. If there are less than 10 letters of objection, the rules will take effect.

**Alexandra Lefebvre**

N.C. Department of Health & Human Services

Press Assistant, Office of Communications

101 Blair Drive

Raleigh, NC 27603

Phone: 919-855-4840

[www.ncdhhs.gov/](http://www.ncdhhs.gov/)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Sides, Donnie](#)  
**Subject:** RE: updated ABC rules  
**Date:** Tuesday, March 24, 2015 7:04:27 PM

---

Thank you

---

From: Pfeiffer, Nadine  
Sent: Monday, March 23, 2015 4:47 PM  
To: Conley, Azzie  
Cc: Sides, Donnie  
Subject: updated ABC rules

Azzie,

I updated those 2 abortion rules you put in the drop box with the correct formatting. I removed the rules you put in there and renamed the rules I changed with a -2 after the rule names. So now all the rules in the drop box should be the correct version.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
nadine.pfeiffer@dhhs.nc.gov<<mailto:nadine.pfeiffer@dhhs.nc.gov>>  
www.ncdhhs.gov/dhsr<<http://www.ncdhhs.gov/dhsr>>

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#); [Goodman, Jesse](#); [Christian, Patsy](#)  
**Subject:** RE: Senate Bill 240  
**Date:** Friday, March 20, 2015 5:09:00 PM

---

We have a small group of folk identified mainly legal folk and a draft language referring to CLIA. Folk we have talked with prefer requiring an accreditation which they currently have. Legal folk want hospital and pathologist to turn over entire blocks of tissues as opposed to coming to the owner's site and reviewing slides or creating a new slide of tissue. The opposing legal group want to protect the integrity of the block and only release a portion of the tissue.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Pratt, Drexdal  
**Sent:** Friday, March 20, 2015 5:00 PM  
**To:** Conley, Azzie; Goodman, Jesse; Christian, Patsy  
**Subject:** Fwd: Senate Bill 240

See Adam's comments. Let's discuss putting this group together. Thanks

Sent from my iPhone

Begin forwarded message:

**From:** "Sholar, Adam" <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** March 20, 2015 at 1:56:00 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "McKillip, Matthew" <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>  
**Subject:** RE: Senate Bill 240

Thanks – we need to form the workgroup and get it moving.

---

**From:** Pratt, Drexdal  
**Sent:** Friday, March 20, 2015 1:14 PM  
**To:** Sholar, Adam  
**Subject:** Fwd: Senate Bill 240

See Azzie's comments.

Sent from my iPhone

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Date:** March 20, 2015 at 1:08:29 PM EDT  
**To:** "Goodman, Jesse" <[jesse.goodman@dhhs.nc.gov](mailto:jesse.goodman@dhhs.nc.gov)>, "Pfeiffer, Nadine" <[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)>  
**Cc:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** RE: Senate Bill 240

Rules have not been developed. Discussions with various folk at the Medical Board in March 2014, indicated they had zero oversight of clinical labs. I was informed they were going to have the bill changed. They had no plans to participate in developing rules. I have a copy of the NCHA best practice statement of December 2012.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Friday, March 20, 2015 11:46 AM  
**To:** Pfeiffer, Nadine; Conley, Azzie  
**Cc:** Pratt, Drexdal  
**Subject:** RE: Senate Bill 240

Do you know if the Medical Board has done anything with this?

---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, March 20, 2015 11:39 AM  
**To:** Pratt, Drexdal; Goodman, Jesse  
**Subject:** RE: Senate Bill 240

No rules have been developed. Azzie had been consumed with the abortion rules and transparency. Last time I asked her about it she said she needed to

get workgroup going but so far none has been formed.

---

**From:** Pratt, Drexdal  
**Sent:** Friday, March 20, 2015 11:21 AM  
**To:** Goodman, Jesse; Pfeiffer, Nadine  
**Subject:** Fwd: Senate Bill 240

Do you all know the status of this? Thanks

Sent from my iPhone

Begin forwarded message:

**From:** "Sholar, Adam" <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** March 20, 2015 at 10:42:57 AM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject: Senate Bill 240**

Have rules been adopted on this?

<http://www.ncleg.net/Sessions/2013/Bills/Senate/HTML/S240v5.html>

Sent from my iPhone

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**From:** [Conley, Azzie](#)  
**To:** [Glendening, Erin](#); [Pfeiffer, Nadine](#); [DHSR.Web](#); [Goodman, Jesse](#)  
**Subject:** RE: Abortion rules public comments  
**Date:** Wednesday, March 18, 2015 4:56:00 PM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Glendening, Erin  
**Sent:** Wednesday, March 18, 2015 4:34 PM  
**To:** Pfeiffer, Nadine; DHSR.Web; Goodman, Jesse; Conley, Azzie  
**Subject:** RE: Abortion rules public comments

Nadine,

The comments have been posted to the website.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** Pfeiffer, Nadine  
**Sent:** Wednesday, March 18, 2015 12:11 PM  
**To:** DHSR.Web; Goodman, Jesse; Conley, Azzie  
**Subject:** Abortion rules public comments



Erin, Jesse and Azzie,

I have just finished entering the abortion rules public comments and ensuring the pdfs of the comments match the spreadsheet listing the names of the commenters with the summary of the comments from each commenter. In total, we had 1400 comments submitted.

On the S drive, there is folder called "Abortion rules." You can't miss it, since it is the first folder you see when you click on the S drive. In that folder you will find two things: 1) an Excel spreadsheet with each commenter's name, a breakout of comment topics in accordance to the rule it pertained to or if it was just general comments and a summary of the comments submitted (to stress recommendations or suggestions, I put underlines in); and 2) a file folder named "Public Comments".

In the "Public Comments" folder you will find all the hard copy comments received that have been pdf'd as well as all the emailed comments received that have been pdf'd. The naming convention for all the pdfs are by last name, and if duplicate last names or if the same person submitted twice, then there is a 2, 3, 4, etc after the name, then the date it was submitted. Hard copy comments are named "Comments – Last Name – Date". Emailed comments are named "EComments – Last Name – Date".

In addition, you will see a subfolder in the "Public Comments" folder named "Saved received actual email comments." This contains all the emails that were received as comments. These comments all have been pdf'd. I just saved these in this folder in case someone wanted to see the actual email that was sent.

Erin, please post all the pdfs on this webpage,  
<http://www.ncdhhs.gov/dhsr/rules/ab2014.html>, as public comments received. Thank you.

Jesse, I know you have been waiting for these comments to send to folks who have been inquiring.

Azzie, feel free to share the spreadsheet with the workgroup members. If you need specific pdf's printed or the original comment for a follow-up meeting let me know.

If anyone has any questions please let me know.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#); [Glendening, Erin](#); [Goodman, Jesse](#)  
**Subject:** RE: abortion rules comments  
**Date:** Monday, March 16, 2015 9:38:34 PM

---

Thank you

---

From: Pfeiffer, Nadine  
Sent: Monday, March 16, 2015 5:18 PM  
To: Conley, Azzie; Glendening, Erin; Goodman, Jesse  
Subject: abortion rules comments

I have just finished matching up my spreadsheet names to the pdfs of the abortion rules comments successfully! (I think I have some of the names memorized). We have 1400 comments in total. I have asked InfoSystems to create a folder on the S drive for us so I can put my excel spreadsheet on and also put all the comment pdfs on there. I will let you know when it is live.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
nadine.pfeiffer@dhhs.nc.gov<<mailto:nadine.pfeiffer@dhhs.nc.gov>>  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)<<http://www.ncdhhs.gov/dhsr>>

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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#)  
**Subject:** RE: ABC  
**Date:** Thursday, March 12, 2015 11:13:00 AM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Goodman, Jesse  
**Sent:** Thursday, March 12, 2015 11:12 AM  
**To:** Conley, Azzie  
**Subject:** RE: ABC

Azzie , here is the language from the 2013-2014 budget bill that passed in July 2013.

#### **51 Increase in Staffing Positions for Health and Safety Inspections**

Provides additional operating funds for 10 additional positions in the Acute and Home Care Licensure Section to investigate complaints, conduct surveys for uncredentialed hospitals and monitor abortion clinics on an annual basis. Total costs in FY 2013-14 are \$845,776, with \$761,198 in receipts resulting in an increased appropriation of \$85,578. In FY 2014-15 total costs are \$1,000,000, receipts \$900,000 and appropriations \$100,000.

---

**From:** Conley, Azzie  
**Sent:** Thursday, March 12, 2015 10:37 AM  
**To:** Goodman, Jesse  
**Subject:** ABC

Based on review of agency files, we have no evidence to validate any abortion clinic has a signed transferred agreement with a hospital. All clinics indicate in an emergency situation, the 911 system would be activated for transfer to the nearest hospital. Communication with one new pending

applicant indicates unresponsiveness to request for a signed transfer agreement. A bill requiring a signed transfer agreement would create a burden on the survival of currently licensed and pending ABCs.

Ten of fourteen currently licensed clinics are staffed with OB / GYNs to perform procedures. A bill to require the physician of record performing the abortion procedure to be an OB / GYN specialist should not create a burden on currently licensed and pending applicants.

Additional FTE positions were approved in the 2012-2013 budget to conduct annual surveys of abortion clinics.

Current draft regulations require persons working in the patient care area to be at least 18 years of age. Individuals 16 – 17 years of age are allowed to work outside of the patient care area.

Azzie Y. Conley, RN  
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**To:** [Conley, Azzie](#)  
**Subject:** FW: HAPPY  
**Date:** Monday, March 09, 2015 5:47:00 PM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, March 04, 2015 4:22 PM  
**To:** Conley, Azzie  
**Cc:** Azzie-Home  
**Subject:** HAPPY

ABCs:

Bill: filed this week: abortion regulations in the state:

14: criminal law: from licensed MD to OB or GYN. Number of providers may drop:

Annual inspections

18 year old to work in clinic

Agreement with hospital: legal challenges

Criminal law after 20 weeks:

process after 16 weeks: MD record method to determine gestation age, results of metho, u/s;

provide DHHS information: protective health information: who would store?

Post 20: report continuation would threatened the life, .....

Protective information: electronic records

Information to state crime lab

14-45.1: collect sample of statistical reports: demographics:

Exempt: 130A-114

14-45.1€: prevent religious grounds

Right to know act: 90-21.82- 24 wait period would change to 72 waiting period

90.21.86: 72 hour wait

State money: 116 prohibit medical schools from authorizing abortions or supervise performance unless rape, life, etc.

Number of abortions at UNC or ECU. (clarify question)

Use of finances in UNC system cannot be used for abortions. Unless, rape, incest, life of mother related.

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: rules  
**Date:** Monday, March 09, 2015 11:18:08 AM

---

If you look in the drop box for the abortion rules, they are there.

Sent from my iPad

On Mar 9, 2015, at 11:06 AM, "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Please email me the final draft of abortion rules.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Goodman, Jesse](#); [Turner, Kathy](#); [Conley, Azzie](#)  
**Subject:** RRC meeting  
**Start:** Thursday, April 16, 2015 9:00:00 AM  
**End:** Thursday, April 16, 2015 12:00:00 PM  
**Location:** OAH building

---

13O, M, L final report

The meeting may not last that long, depending on the agenda, one never knows how long the meeting will take.

The Abortion rules will not be discussed at this meeting, only the periodic review of rules report will be discussed at this meeting.

---

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**From:** [Conley, Azzie](#)  
**To:** [Tworek, Dai T](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Tuesday, March 03, 2015 2:27:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

---

-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Tue 6/16/2015 10:00 AM

**End:** Tue 6/16/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16<sup>th</sup>. Meeting to approve the Abortion rules

---

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

---

-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Thu 6/18/2015 10:00 AM

**End:** Thu 6/18/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

Meeting to approve the Abortion rules

---

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**Subject:** Hospital LRA - Review  
**Attachments:** [Hospital LRA - Review.msg](#)

---

-----  
**Subject:** Hospital LRA - Review  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204

**Start:** Thu 7/30/2015 2:00 PM

**End:** Thu 7/30/2015 3:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stanford, Jodi E

**Required Attendees:** Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine

If we forgot to include anyone please forward this meeting to them.

Jodi & Sandra

---

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**Subject:** Abortion Clinics  
**Attachments:** [Abortion Clinics.msg](#)

---

-----  
**Subject:** Abortion Clinics

**Location:** TBD

**Start:** Mon 11/9/2015 1:00 PM

**End:** Mon 11/9/2015 1:30 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stancil, Gaye S

**Required Attendees:** Johnson, Linda

**Optional Attendees:** Conley, Azzie

-----  
**From:** Conley, Azzie

**Sent:** Friday, November 06, 2015 2:01 PM

**To:** Stancil, Gaye S

**Cc:** Johnson, Linda; Conley, Azzie

**Subject:** abortion clinics

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

---

-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Tue 6/16/2015 10:00 AM

**End:** Tue 6/16/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16<sup>th</sup>. Meeting to approve the Abortion rules

---

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**Subject:** Hospital LRA - Review  
**Attachments:** [Hospital LRA - Review.msg](#)

---

-----  
**Subject:** Hospital LRA - Review  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204

**Start:** Tue 8/18/2015 11:00 AM

**End:** Tue 8/18/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stanford, Jodi E

**Required Attendees:** Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; McLamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.

Jodi & Sandra

---

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**Subject:** Hospital Rule Review Meeting  
**Attachments:** [Hospital Rule Review Meeting.msg](#)

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-----  
**Subject:** Hospital Rule Review Meeting  
**Location:** Edgerton Building - CR # 026

**Start:** Tue 2/23/2016 10:00 AM

**End:** Tue 2/23/2016 12:00 PM

**Recurrence:** (none)

**Meeting Status:** Accepted

**Organizer:** DHHS\_DHSR EDGERTON CONF RM 026

**Required Attendees:** Pfeiffer, Nadine; Conley, Azzie; Barbry, Diana; Lewis, Steven; Acker, Marjorie; Gurlitz, Carey; Ervin, Clarence

Please see the attached documents for the meeting tomorrow.

---

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**Subject:** Abortion Rules  
**Attachments:** [Abortion Rules.msg](#)

---

-----  
**Subject:** Abortion Rules  
**Location:** Adams D12

**Start:** Thu 9/10/2015 1:30 PM

**End:** Thu 9/10/2015 2:30 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Johnson, Joel L

**Required Attendees:** Pfeiffer, Nadine; Conley, Azzie

---

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

---

-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Thu 9/17/2015 9:00 AM  
**End:** Thu 9/17/2015 12:00 PM

**Recurrence:** (none)

**Meeting Status:** Accepted

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Britt, Christy; Granger, Jon; Conley, Azzie

RP Industrial & Analytical Rules  
Abortion Rules

---

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**Subject:** Hospital LRA - Review  
**Attachments:** [Hospital LRA - Review.msg](#)

---

-----  
**Subject:** Hospital LRA - Review  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204

**Start:** Tue 8/18/2015 11:00 AM

**End:** Tue 8/18/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stanford, Jodi E

**Required Attendees:** Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.

Jodi & Sandra

---

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**Subject:** Abortion Clinics  
**Attachments:** [Abortion Clinics.msg](#)

---

-----  
**Subject:** Abortion Clinics

**Location:** TBD

**Start:** Thu 11/12/2015 10:00 AM

**End:** Thu 11/12/2015 11:00 AM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stancil, Gaye S

**Required Attendees:** Johnson, Linda

**Optional Attendees:** Conley, Azzie

-----  
**From:** Conley, Azzie

**Sent:** Friday, November 06, 2015 2:01 PM

**To:** Stancil, Gaye S

**Cc:** Johnson, Linda; Conley, Azzie

**Subject:** abortion clinics

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

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**Subject:** Canceled: RRC meeting  
**Attachments:** [Canceled RRC meeting.msg](#)  
**Importance:** High

---

-----  
**Subject:** Canceled: RRC meeting  
**Location:** OAH office

**Start:** Tue 6/16/2015 10:00 AM

**End:** Tue 6/16/2015 12:00 PM

**Show Time As:** Free

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

**Importance:** High

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16<sup>th</sup>. Meeting to approve the Abortion rules

---

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---

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

---

-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Tue 6/16/2015 10:00 AM

**End:** Tue 6/16/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16<sup>th</sup>. Meeting to approve the Abortion rules

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

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**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Thu 6/18/2015 10:00 AM

**End:** Thu 6/18/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

Meeting to approve the Abortion rules

---

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**Subject:** Hospital LRA - Review  
**Attachments:** [Hospital LRA - Review.msg](#)

---

-----  
**Subject:** Hospital LRA - Review  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204

**Start:** Thu 7/30/2015 2:00 PM

**End:** Thu 7/30/2015 3:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stanford, Jodi E

**Required Attendees:** Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine

If we forgot to include anyone please forward this meeting to them.

Jodi & Sandra

---

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**Subject:** Abortion Clinics  
**Attachments:** [Abortion Clinics.msg](#)

---

-----  
**Subject:** Abortion Clinics

**Location:** TBD

**Start:** Mon 11/9/2015 1:00 PM

**End:** Mon 11/9/2015 1:30 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stancil, Gaye S

**Required Attendees:** Johnson, Linda

**Optional Attendees:** Conley, Azzie

-----  
**From:** Conley, Azzie

**Sent:** Friday, November 06, 2015 2:01 PM

**To:** Stancil, Gaye S

**Cc:** Johnson, Linda; Conley, Azzie

**Subject:** abortion clinics

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

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-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Tue 6/16/2015 10:00 AM

**End:** Tue 6/16/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16<sup>th</sup>. Meeting to approve the Abortion rules

---

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**Subject:** Hospital LRA - Review  
**Attachments:** [Hospital LRA - Review.msg](#)

---

-----  
**Subject:** Hospital LRA - Review  
**Location:** DHHS\_DHSR EDGERTON CONF RM 204

**Start:** Tue 8/18/2015 11:00 AM

**End:** Tue 8/18/2015 12:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stanford, Jodi E

**Required Attendees:** Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; McLamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.

Jodi & Sandra

---

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**Subject:** Hospital Rule Review Meeting  
**Attachments:** [Hospital Rule Review Meeting.msg](#)

---

-----  
**Subject:** Hospital Rule Review Meeting  
**Location:** Edgerton Building - CR # 026

**Start:** Tue 2/23/2016 10:00 AM

**End:** Tue 2/23/2016 12:00 PM

**Recurrence:** (none)

**Meeting Status:** Accepted

**Organizer:** DHHS\_DHSR EDGERTON CONF RM 026

**Required Attendees:** Pfeiffer, Nadine; Conley, Azzie; Barbry, Diana; Lewis, Steven; Acker, Marjorie; Gurlitz, Carey; Ervin, Clarence

Please see the attached documents for the meeting tomorrow.

---

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**Subject:** Abortion Rules  
**Attachments:** [Abortion Rules.msg](#)

---

-----  
**Subject:** Abortion Rules  
**Location:** Adams D12

**Start:** Thu 9/10/2015 1:30 PM

**End:** Thu 9/10/2015 2:30 PM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Johnson, Joel L

**Required Attendees:** Pfeiffer, Nadine; Conley, Azzie

---

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**Subject:** RRC meeting  
**Attachments:** [RRC meeting.msg](#)

---

-----  
**Subject:** RRC meeting  
**Location:** OAH office

**Start:** Thu 9/17/2015 9:00 AM  
**End:** Thu 9/17/2015 12:00 PM

**Recurrence:** (none)

**Meeting Status:** Accepted

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Britt, Christy; Granger, Jon; Conley, Azzie

RP Industrial & Analytical Rules  
Abortion Rules

---

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**Subject:** Hospital LRA - Review  
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**Start:** Tue 8/18/2015 11:00 AM

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**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stanford, Jodi E

**Required Attendees:** Yakaboski, Greg; Dickson, Tom E; Brown, Elizabeth; Bennett, Paige; Craddock, Amy D; Mclamb, Sandra; Frisone, Martha; Pittman, Lisa; Conley, Azzie; Johnson, Linda; Pfeiffer, Nadine; Carraway, Shelley

We will add Amsu's to this meeting.

We need to reschedule for Planning to be able to attend.

If we forgot to include anyone please let us know.

Jodi & Sandra

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**Subject:** Abortion Clinics  
**Attachments:** [Abortion Clinics.msg](#)

---

-----  
**Subject:** Abortion Clinics

**Location:** TBD

**Start:** Thu 11/12/2015 10:00 AM

**End:** Thu 11/12/2015 11:00 AM

**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Stancil, Gaye S

**Required Attendees:** Johnson, Linda

**Optional Attendees:** Conley, Azzie

-----  
**From:** Conley, Azzie

**Sent:** Friday, November 06, 2015 2:01 PM

**To:** Stancil, Gaye S

**Cc:** Johnson, Linda; Conley, Azzie

**Subject:** abortion clinics

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center

Raleigh, NC 27699-2712

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[Twitter](#) [YouTube](#)

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**Subject:** Canceled: RRC meeting  
**Attachments:** [Canceled RRC meeting.msg](#)  
**Importance:** High

---

-----  
**Subject:** Canceled: RRC meeting  
**Location:** OAH office

**Start:** Tue 6/16/2015 10:00 AM

**End:** Tue 6/16/2015 12:00 PM

**Show Time As:** Free

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Pfeiffer, Nadine

**Required Attendees:** Conley, Azzie

**Importance:** High

Meeting hold: If we send the Abortion rules to the RRC, this meeting has been changed to Tuesday, June 16<sup>th</sup>. Meeting to approve the Abortion rules

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**From:** [Fay, Kyle](#)  
**To:** [Conley, Azzie](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:16:32 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Fay, Kyle  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey



FTE; or 6 Nurse Consultant – Contributing FTEs?  
Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 12:17 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
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Acute & Home Care Licensure & Certification Section  
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1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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---

**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,  
Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.  
Thanks,  
Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,  
We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.  
Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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---

**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar

North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
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**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

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**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

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Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
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[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

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Thanks  
Arun Kumar



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Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
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**Date:** Wednesday, March 04, 2015 1:28:48 PM  
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809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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(Fax) 919-733-2757  
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Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
**Subject:** rules comments  
**Date:** Wednesday, March 04, 2015 12:32:56 PM  
**Attachments:** [Comments - Gutterman - January 30 2015.pdf](#)  
[Comments - Bailey - January 30 2015.pdf](#)  
[Comments - Barber - January 30 2015.pdf](#)  
[Comments - Blanchard - January 30 2015.pdf](#)  
[Comments - Brunson - January 30 2015.pdf](#)  
[Comments - Callie - January 30 2015.pdf](#)  
[Comments - Christie 2 - January 30 2015.pdf](#)  
[Comments - Collins McLaughlin - January 30 2015.pdf](#)  
[Comments - Comstock - January 30 2015.pdf](#)  
[Comments - Crook - January 30 2015.pdf](#)  
[Comments - Dingfelder - January 30 2015.pdf](#)  
[Comments - Ely - January 30 2015.pdf](#)  
[Comments - Falk - January 30 2015.pdf](#)  
[Comments - Flynn - January 30 2015.pdf](#)  
[Comments - Gandhi - January 30 2015.pdf](#)  
[Comments - Gunners - January 30 2015.pdf](#)  
[Comments - Suiter - January 30 2015.pdf](#)  
[Comments - Hall 2 - January 30 2015.pdf](#)  
[Comments - Himmelherber - January 30 2015.pdf](#)  
[Comments - Huger 2 - January 30 2015.pdf](#)  
[Comments - Jones 3 - January 30 2015.pdf](#)  
[Comments - Lassiter 2 - January 30 2015.pdf](#)  
[Comments - Mazul - January 30 2015.pdf](#)  
[Comments - Newsome 2 - January 30 2015.pdf](#)  
[Comments - Nichols - January 30 2015.pdf](#)  
[Comments - Osborne - January 30 2015.pdf](#)  
[Comments - Ramseyer - January 30 2015.pdf](#)  
[Comments - Saloman - January 30 2015.pdf](#)  
[Comments - Schumann - January 30 2015.pdf](#)  
[Comments - Sinegal - January 30 2015.pdf](#)  
[Comments - Smith 10 - January 30 2015.pdf](#)  
[Comments - Love - January 30 2015.pdf](#)  
[Comments - Tavares 2 - January 30 2015.pdf](#)  
[Comments - Toone - January 30 2015.pdf](#)  
[Comments - Wall 3 - January 30 2015.pdf](#)  
[Comments - Warren - January 30 2015.pdf](#)  
[Comments - Wood - January 30 2015.pdf](#)

---

Fyi, attached are 37 abortion rules comments submitted in hard copy 1/30/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
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**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
**Subject:** rules comments  
**Date:** Tuesday, March 03, 2015 4:18:52 PM  
**Attachments:** [Comments - Grimes - January 30 2015.pdf](#)  
[Comments - Alderman - January 30 2015.pdf](#)  
[Comments - Atkin - January 30 2015.pdf](#)  
[Comments - Barry - January 30 2015.pdf](#)  
[Comments - Brown 3 - January 30 2015.pdf](#)  
[Comments - Casper - January 30 2015.pdf](#)  
[Comments - Cherner - January 30 2015.pdf](#)  
[Comments - Cherner 2 - January 30 2015.pdf](#)  
[Comments - Daly - January 30 2015.pdf](#)  
[Comments - Daly 2 - January 30 2015.pdf](#)  
[Comments - Dasher - January 30 2015.pdf](#)  
[Comments - Duncan 2 - January 30 2015.pdf](#)  
[Comments - Ellison - January 30 2015.pdf](#)  
[Comments - Fleming - January 30 2015.pdf](#)  
[Comments - Friedman - January 30 2015.pdf](#)  
[Comments - Quinn - January 30 2015.pdf](#)  
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[Comments - Leroy - January 30 2015.pdf](#)  
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[Comments - Nestov - January 30 2015.pdf](#)  
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[Comments - Vaca 2 - January 30 2015.pdf](#)  
[Comments - Remington 2 - January 30 2015.pdf](#)  
[Comments - Ross 3 - January 30 2015.pdf](#)  
[Comments - Sanders 3 - January 30 2015.pdf](#)  
[Comments - Schweins - January 30 2015.pdf](#)  
[Comments - Serapio - January 30 2015.pdf](#)  
[Comments - Shadbolt - January 30 2015.pdf](#)  
[Comments - Solun - January 30 2015.pdf](#)  
[Comments - Sreb - January 30 2015.pdf](#)

---

Attached are 35 abortion rules comments submitted in hard copy on 1/30/15.

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N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
**Subject:** rules comments  
**Date:** Wednesday, March 04, 2015 10:29:42 AM  
**Attachments:** [Comments - Green Pratt - January 30 2015.pdf](#)  
[Comments - Adler- January 30 2015.pdf](#)  
[Comments - Blackwell - January 30 2015.pdf](#)  
[Comments - Catalano - January 30 2015.pdf](#)  
[Comments - Cavey - January 30 2015.pdf](#)  
[Comments - Claubagh - January 30 2015.pdf](#)  
[Comments - Coady - January 30 2015.pdf](#)  
[Comments - Coltan - January 30 2015.pdf](#)  
[Comments - Dahill-Moore - January 30 2015.pdf](#)  
[Comments - Dancey 2 - January 30 2015.pdf](#)  
[Comments - Deangelis - January 30 2015.pdf](#)  
[Comments - Deforge - January 30 2015.pdf](#)  
[Comments - Emmitt - January 30 2015.pdf](#)  
[Comments - Lieberman - January 30 2015.pdf](#)  
[Comments - H - January 30 2015.pdf](#)  
[Comments - Hallback - January 30 2015.pdf](#)  
[Comments - Harris 5 - January 30 2015.pdf](#)  
[Comments - Herbert - January 30 2015.pdf](#)  
[Comments - Herman - January 30 2015.pdf](#)  
[Comments - Hicks - January 30 2015.pdf](#)  
[Comments - Holley - January 30 2015.pdf](#)  
[Comments - Homesley - January 30 2015.pdf](#)  
[Comments - Innglis - January 30 2015.pdf](#)  
[Comments - Jarmen - January 30 2015.pdf](#)  
[Comments - Kincaid - January 30 2015.pdf](#)  
[Comments - Klauke - January 30 2015.pdf](#)  
[Comments - Lawson - January 30 2015.pdf](#)  
[Comments - Taylor - January 30 2015.pdf](#)  
[Comments - Villas - January 30 2015.pdf](#)  
[Comments - Whiteside - January 30 2015.pdf](#)  
[Comments - Wilde - January 30 2015.pdf](#)  
[Comments - Navarro - January 30 2015.pdf](#)  
[Comments - Schultz 2 - January 30 2015.pdf](#)  
[Comments - Schultz - January 30 2015.pdf](#)  
[Comments - Sckel - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 1 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 2 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 3 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 4 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 5 - January 30 2015.pdf](#)  
[Comments - Spalt - January 30 2015.pdf](#)  
[Comments - Spengler - January 30 2015.pdf](#)  
[Comments - Tavares - January 30 2015.pdf](#)

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Fyi, attached are 43 abortion rules comments submitted in hard copy on 1/30/15.

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Rules Review Manager, Division of Health Service Regulation  
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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [Pratt, Drexdal](#)  
**Subject:** RE: clinic rules  
**Date:** Monday, March 16, 2015 2:41:00 PM  
**Attachments:** [RRC 10A NCAC 14E .0111.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0306.doc](#)

---

See responses below. Please let me know if you need more information. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Sholar, Adam  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie; Pratt, Drexdal  
**Subject:** clinic rules

Azzie and Drexdal,

I hope this email finds you doing well. I write to ask if you could send me a few things.

First, the ASC rule related to hospital transfer agreements.

**10A NCAC 13C .0403      EMERGENCY CASES**

- (a) Each facility shall have a written plan for the transfer of emergency cases to a nearby hospital when hospitalization becomes necessary.
- (b) There shall be procedures, personnel and suitable equipment to handle medical emergencies which may arise in connection with services provided by the facility.
- (c) There shall be a written agreement between the facility and a nearby hospital to facilitate the transfer of patients who are in need of emergency care. A facility which has documentation of its efforts to establish such a transfer agreement with a hospital which provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.

*History Note:      Authority G.S. 131E-149;  
                             Eff. October 14, 1978.*

I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See attached .0310\(c\)](#)

the age of employees and [See attached .0306\(d\)](#)

the annual clinic inspections. [See attached .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**To:** [Fay, Kyle](#)  
**Cc:** [Stephenson, Grady O](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Monday, March 16, 2015 12:17:00 PM  
**Attachments:** [Bill Review HB 200.doc](#)

---

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0 FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
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**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,

Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.

Thanks,

Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley

**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
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**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,  
We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.  
Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT

**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871

[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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(Office) 919-855-4620  
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**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

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**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

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Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871

[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [Pratt, Drexdal](#)  
**Subject:** RE: clinic rules  
**Date:** Monday, March 16, 2015 2:41:00 PM  
**Attachments:** [RRC 10A NCAC 14E .0111.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0306.doc](#)

---

See responses below. Please let me know if you need more information. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Sholar, Adam  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie; Pratt, Drexdal  
**Subject:** clinic rules

Azzie and Drexdal,  
I hope this email finds you doing well. I write to ask if you could send me a few things.

First, the ASC rule related to hospital transfer agreements.

**10A NCAC 13C .0403      EMERGENCY CASES**

- (a) Each facility shall have a written plan for the transfer of emergency cases to a nearby hospital when hospitalization becomes necessary.
- (b) There shall be procedures, personnel and suitable equipment to handle medical emergencies which may arise in connection with services provided by the facility.
- (c) There shall be a written agreement between the facility and a nearby hospital to facilitate the transfer of patients who are in need of emergency care. A facility which has documentation of its efforts to establish such a transfer agreement with a hospital which provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.

*History Note:      Authority G.S. 131E-149;  
                         Eff. October 14, 1978.*

I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See attached .0310\(c\)](#)

the age of employees and [See attached .0306\(d\)](#)

the annual clinic inspections. [See attached .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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---

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**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#)  
**Date:** Friday, March 20, 2015 2:11:47 PM  
**Attachments:** [RRC 10A NCAC 14E .0306 03202015.doc](#)  
[RRC 10A NCAC 14E .0304 03202015.doc](#)  
[RRC 10A NCAC 14E .0111 03202015.doc](#)

---

Attached are changes that could be made to the existing proposed rules if warranted.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**To:** [Sholar, Adam](#); [Pratt, Drexdal](#)  
**Subject:** RE: clinic rules  
**Date:** Monday, March 16, 2015 2:37:51 PM  
**Attachments:** [RRC 10A NCAC 14E .0111.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0306.doc](#)

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** Sholar, Adam  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie; Pratt, Drexdal  
**Subject:** clinic rules

Azzie and Drexdal,  
I hope this email finds you doing well. I write to ask if you could send me a few things.

First, the ASC rule related to hospital transfer agreements.

I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See 0310\(c\)](#)

the age of employees and [See .0306\(d\)](#)

the annual clinic inspections. [See .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
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---

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**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#)  
**Date:** Friday, March 20, 2015 2:11:47 PM  
**Attachments:** [RRC 10A NCAC 14E .0306 03202015.doc](#)  
[RRC 10A NCAC 14E .0304 03202015.doc](#)  
[RRC 10A NCAC 14E .0111 03202015.doc](#)

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Attached are changes that could be made to the existing proposed rules if warranted.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
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**To:** [Goodman, Jesse](#); [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#); [Pfeiffer, Nadine](#)  
**Subject:** RE:  
**Date:** Thursday, May 07, 2015 11:41:21 AM  
**Attachments:** [RRC 10A NCAC 14E .0111 03202015.doc](#)  
[RRC 10A NCAC 14E .0304 03202015.doc](#)  
[RRC 10A NCAC 14E .0306 03202015.doc](#)  
[RRC 10A NCAC 14E .0310 03202015.doc](#)

---

I was out yesterday and unable to respond. Initially, there is no interest of committee members to meet. They wanted to determine the need for any changes as a result of new legislation. I will follow up to determine the need for the group to meet.

Adam:

Attached are the drafts.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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Raleigh, NC 27603  
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---

**From:** Goodman, Jesse  
**Sent:** Thursday, May 07, 2015 10:57 AM  
**To:** Sholar, Adam  
**Cc:** Conley, Azzie; Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

Adam,

The rules have not been sent to the RRC. Azzie is trying to get the workgroup together to discuss the 1400 comments submitted. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules. Below are the links to the proposed rules addressing the requested subjects.

Jesse

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0111.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0111.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0304.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0304.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0306.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0306.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0310.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0310.pdf)

---

**From:** Sholar, Adam  
**Sent:** Thursday, May 07, 2015 10:37 AM  
**To:** Goodman, Jesse  
**Subject:** Fwd:

Jesse can you help me with this?

Sent from my iPhone

Begin forwarded message:

**From:** <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** May 6, 2015 at 3:11:20 PM EDT  
**To:** Azzie Conley <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

Azzie,  
Can you send me the new proposed rules for abortion clinics on the under 18 working, the transfer agreements and the annual inspection mandate? When should they become effective? Thanks!  
Adam

Sent from my iPhone

---

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**From:** [Fay, Kyle](#)  
**To:** [Conley, Azzie](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:16:32 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
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Acute & Home Care Licensure & Certification Section  
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---

**From:** Fay, Kyle  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey

FTE; or 6 Nurse Consultant – Contributing FTEs?  
Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 12:17 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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---

**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,  
Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.  
Thanks,  
Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,  
We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.  
Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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---

**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar

North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** [Sholar, Adam](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: One last point  
**Date:** Wednesday, May 13, 2015 8:06:56 AM

---

I think he is asking about the rules, not the clinics themselves

Sent from my iPhone

On May 12, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

The decision to not post was related to threats, fires, and other attacks at abortion clinics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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---

**From:** Sholar, Adam  
**Sent:** Tuesday, May 12, 2015 6:03 PM  
**To:** Conley, Azzie  
**Subject:** FW: One last point

?

---

**From:** Sen. [REDACTED]  
**Sent:** Tuesday, May 12, 2015 5:12 PM  
**To:** Sholar, Adam  
**Cc:** [REDACTED]  
**Subject:** FW: One last point

Adam,

Why are the abortion clinic rules not listed on the DHSR website,

[www.ncdhhs.gov/dhsr/testrules.htm](http://www.ncdhhs.gov/dhsr/testrules.htm) ?

Sincerely,

Senator [REDACTED]

<image001.jpg>

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AS APP -Ver 3 10282015  
**Date:** Wednesday, October 28, 2015 2:47:41 PM  
**Attachments:** [2016\\_AS APP -Ver 3 10282015.docx](#)

---

Please delete and use this version. We have to retain the signature on the last page. The signatures reference two distinct items. Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Fay, Kyle](#); [Goodman, Jesse](#)  
**Cc:** [Stephenson, Grady O](#)  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Thursday, June 18, 2015 10:33:00 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

This is the document. All references should be changed to Acute Care Staff.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
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---

**From:** Fay, Kyle  
**Sent:** Tuesday, March 17, 2015 11:17 AM  
**To:** Conley, Azzie; Goodman, Jesse; Lewis, Steven  
**Cc:** Stephenson, Grady O; Ouimet, Cheryl; Pratt, Drexldal; Christian, Patsy  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Importance:** High

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
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Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Fay, Kyle

**Sent:** Monday, March 16, 2015 1:48 PM

**To:** Conley, Azzie

**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl

**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
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- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey FTE; or 6 Nurse Consultant – Contributing FTEs?

Thanks!

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**From:** Conley, Azzie

**Sent:** Monday, March 16, 2015 12:17 PM

**To:** Fay, Kyle

**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven

**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0 FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

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**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,

Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.

Thanks,  
Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
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**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,

We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.

Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#); [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#); [Pfeiffer, Nadine](#)  
**Subject:** RE:  
**Date:** Thursday, May 07, 2015 11:43:00 AM  
**Attachments:** [RRC 10A NCAC 14E .0111 03202015.doc](#)  
[RRC 10A NCAC 14E .0306 03202015.doc](#)

---

I was out yesterday and unable to respond. Initially, there is no interest of committee members to meet. They wanted to determine the need for any changes as a result of new legislation. I will follow up to determine the need for the group to meet.

Adam:

Attached are the proposed drafts previously mentioned to address annual inspections and age of staff. These have not been shared with RRC. Please let me know if you need additional information. Thanks

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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Raleigh, NC 27603  
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**From:** Goodman, Jesse  
**Sent:** Thursday, May 07, 2015 10:57 AM  
**To:** Sholar, Adam  
**Cc:** Conley, Azzie; Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

Adam,

The rules have not been sent to the RRC. Azzie is trying to get the workgroup together to discuss the 1400 comments submitted. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules. Below are the links to the proposed rules addressing the requested subjects.

Jesse

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0111.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0111.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0304.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0304.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0306.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0306.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0310.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0310.pdf)

---

**From:** Sholar, Adam  
**Sent:** Thursday, May 07, 2015 10:37 AM  
**To:** Goodman, Jesse  
**Subject:** Fwd:

Jesse can you help me with this?

Sent from my iPhone

Begin forwarded message:

**From:** <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** May 6, 2015 at 3:11:20 PM EDT  
**To:** Azzie Conley <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

Azzie,  
Can you send me the new proposed rules for abortion clinics on the under 18 working, the transfer agreements and the annual inspection mandate? When should they become effective? Thanks!  
Adam

Sent from my iPhone

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AS APP -Ver 3 10282015  
**Date:** Wednesday, October 28, 2015 2:47:00 PM  
**Attachments:** [2016\\_AS APP -Ver 3 10282015.docx](#)

---

Please delete and use this version. We have to retain the signature on the last page. The signatures reference two distinct items. Thank you.



**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#); [Stancil, Gaye S](#)  
**Subject:** sample  
**Date:** Tuesday, October 27, 2015 9:09:00 AM  
**Attachments:** [2016\\_Hospital app blank .pdf](#)

---

This was just emailed to Mike to circulate as a working document. This is not the final application.

Thank you

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Sawyer, Amy D](#)  
**Subject:** 2016\_AS APP -Ver 3 10282015  
**Date:** Wednesday, October 28, 2015 12:55:00 PM  
**Attachments:** [2016\\_AS APP -Ver 3 10282015.docx](#)

---

Please see change on page 14. Once we added page two, this created a duplication. The application is ready to print. Thank you

**From:** [Fay, Kyle](#)  
**To:** [Conley, Azzie](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:16:32 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

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**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
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Acute & Home Care Licensure & Certification Section  
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Also, I have cc'ed Steve Lewis on this request. Thank you.

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Thanks,  
Jesse

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**Sent:** Friday, March 13, 2015 4:05 PM  
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**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
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Martha J. Frisone  
N.C. Department of Health and Human Services  
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**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
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**Subject:** Fwd: Amend Certificate of Need Laws

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**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

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<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar

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Telephone: (919) 855-3190  
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**From:** [Lewis, Steven](#)  
**To:** [Fay, Kyle](#); [Conley, Azzie](#); [Goodman, Jesse](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:41:09 AM

---

Numbers look good to me.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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Thanks!

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Azzie Y. Conley, RN

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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** Goodman, Jesse

**Sent:** Monday, March 16, 2015 9:21 AM

**To:** Conley, Azzie; Lewis, Steven

**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley

**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,

Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.

Thanks,

Jesse

---

**From:** Frisone, Martha

**Sent:** Friday, March 13, 2015 4:05 PM

**To:** Goodman, Jesse

**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley

**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone

N.C. Department of Health and Human Services

Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3873

[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)

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**From:** Goodman, Jesse

**Sent:** Tuesday, March 10, 2015 3:45 PM

**To:** Carraway, Shelley

**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,

We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.

Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject: FW: Amend Certificate of Need Laws**

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
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Telephone: (919) 855-3190  
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**From:** [Fay, Kyle](#)  
**To:** [Conley, Azzie](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:16:32 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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**From:** Fay, Kyle  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey

FTE; or 6 Nurse Consultant – Contributing FTEs?  
Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 12:17 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
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Division of Health Service Regulation  
1205 Umstead Drive  
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Good Morning,  
Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.  
Thanks,  
Jesse

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**To:** Goodman, Jesse  
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**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
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**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
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**To:** [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Fay, Kyle](#); [Conley, Azzie](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Monday, March 16, 2015 1:08:48 PM

---

Hi Steve,  
Please use Azzie's assumptions to project you need for staff, etc.  
Thanks, Jesse

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
**Subject:** rules comments  
**Date:** Wednesday, March 04, 2015 1:28:48 PM  
**Attachments:** [Comments - Kinetz - January 30 2015.pdf](#)  
[Comments - Alderman 2 - January 30 2015.pdf](#)  
[Comments - Bagley - January 30 2015.pdf](#)  
[Comments - Blackwell 2 - January 30 2015.pdf](#)  
[Comments - Crumbley - January 30 2015.pdf](#)  
[Comments - Duncan 3 - January 30 2015.pdf](#)  
[Comments - Dupree - January 30 2015.pdf](#)  
[Comments - Edwards 2 - January 30 2015.pdf](#)  
[Comments - Enwright Hicks - January 30 2015.pdf](#)  
[Comments - Gunca - January 30 2015.pdf](#)  
[Comments - Hains - January 30 2015.pdf](#)  
[Comments - Harris 9 - January 30 2015.pdf](#)  
[Comments - Hicks 2 - January 30 2015.pdf](#)  
[Comments - Jenkins - January 30 2015.pdf](#)  
[Comments - Kemp - January 30 2015.pdf](#)  
[Comments - Zuskov - January 30 2015.pdf](#)  
[Comments - McPherson - January 30 2015.pdf](#)  
[Comments - Perez-H - January 30 2015.pdf](#)  
[Comments - Schob - January 30 2015.pdf](#)  
[Comments - Stacy - January 30 2015.pdf](#)  
[Comments - Sullivan - January 30 2015.pdf](#)  
[Comments - Tucker - January 30 2015.pdf](#)  
[Comments - Wasilewski - January 30 2015.pdf](#)  
[Comments - Wyche - January 30 2015.pdf](#)  
[Comments - Yancy - January 30 2015.pdf](#)

---

Fyi, attached are 25 abortion rules comments submitted in hard copy on 1/30/15.

This is the final batch of comments that have been logged in. The total comments received for these rules is 1400.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
**Subject:** rules comments  
**Date:** Wednesday, March 04, 2015 10:29:42 AM  
**Attachments:** [Comments - Green Pratt - January 30 2015.pdf](#)  
[Comments - Adler- January 30 2015.pdf](#)  
[Comments - Blackwell - January 30 2015.pdf](#)  
[Comments - Catalano - January 30 2015.pdf](#)  
[Comments - Cavey - January 30 2015.pdf](#)  
[Comments - Claubagh - January 30 2015.pdf](#)  
[Comments - Coady - January 30 2015.pdf](#)  
[Comments - Coltan - January 30 2015.pdf](#)  
[Comments - Dahill-Moore - January 30 2015.pdf](#)  
[Comments - Dancey 2 - January 30 2015.pdf](#)  
[Comments - Deangelis - January 30 2015.pdf](#)  
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[Comments - H - January 30 2015.pdf](#)  
[Comments - Hallback - January 30 2015.pdf](#)  
[Comments - Harris 5 - January 30 2015.pdf](#)  
[Comments - Herbert - January 30 2015.pdf](#)  
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[Comments - Navarro - January 30 2015.pdf](#)  
[Comments - Schultz 2 - January 30 2015.pdf](#)  
[Comments - Schultz - January 30 2015.pdf](#)  
[Comments - Sckel - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 1 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 2 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 3 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 4 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 5 - January 30 2015.pdf](#)  
[Comments - Spalt - January 30 2015.pdf](#)  
[Comments - Spengler - January 30 2015.pdf](#)  
[Comments - Tavares - January 30 2015.pdf](#)

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Fyi, attached are 43 abortion rules comments submitted in hard copy on 1/30/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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[Comments - Nestov - January 30 2015.pdf](#)  
[Comments - Osborne 2 - January 30 2015.pdf](#)  
[Comments - Vaca 2 - January 30 2015.pdf](#)  
[Comments - Remington 2 - January 30 2015.pdf](#)  
[Comments - Ross 3 - January 30 2015.pdf](#)  
[Comments - Sanders 3 - January 30 2015.pdf](#)  
[Comments - Schweins - January 30 2015.pdf](#)  
[Comments - Serapio - January 30 2015.pdf](#)  
[Comments - Shadbolt - January 30 2015.pdf](#)  
[Comments - Solun - January 30 2015.pdf](#)  
[Comments - Sreb - January 30 2015.pdf](#)

---

Attached are 35 abortion rules comments submitted in hard copy on 1/30/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#); [Howell, Kevin](#)  
**Subject:** rules comments  
**Date:** Wednesday, March 04, 2015 10:29:42 AM  
**Attachments:** [Comments - Green Pratt - January 30 2015.pdf](#)  
[Comments - Adler- January 30 2015.pdf](#)  
[Comments - Blackwell - January 30 2015.pdf](#)  
[Comments - Catalano - January 30 2015.pdf](#)  
[Comments - Cavey - January 30 2015.pdf](#)  
[Comments - Claubagh - January 30 2015.pdf](#)  
[Comments - Coady - January 30 2015.pdf](#)  
[Comments - Coltan - January 30 2015.pdf](#)  
[Comments - Dahill-Moore - January 30 2015.pdf](#)  
[Comments - Dancey 2 - January 30 2015.pdf](#)  
[Comments - Deangelis - January 30 2015.pdf](#)  
[Comments - Deforge - January 30 2015.pdf](#)  
[Comments - Emmitt - January 30 2015.pdf](#)  
[Comments - Lieberman - January 30 2015.pdf](#)  
[Comments - H - January 30 2015.pdf](#)  
[Comments - Hallback - January 30 2015.pdf](#)  
[Comments - Harris 5 - January 30 2015.pdf](#)  
[Comments - Herbert - January 30 2015.pdf](#)  
[Comments - Herman - January 30 2015.pdf](#)  
[Comments - Hicks - January 30 2015.pdf](#)  
[Comments - Holley - January 30 2015.pdf](#)  
[Comments - Homesley - January 30 2015.pdf](#)  
[Comments - Innglis - January 30 2015.pdf](#)  
[Comments - Jarmen - January 30 2015.pdf](#)  
[Comments - Kincaid - January 30 2015.pdf](#)  
[Comments - Klauke - January 30 2015.pdf](#)  
[Comments - Lawson - January 30 2015.pdf](#)  
[Comments - Taylor - January 30 2015.pdf](#)  
[Comments - Villas - January 30 2015.pdf](#)  
[Comments - Whiteside - January 30 2015.pdf](#)  
[Comments - Wilde - January 30 2015.pdf](#)  
[Comments - Navarro - January 30 2015.pdf](#)  
[Comments - Schultz 2 - January 30 2015.pdf](#)  
[Comments - Schultz - January 30 2015.pdf](#)  
[Comments - Sckel - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 1 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 2 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 3 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 4 - January 30 2015.pdf](#)  
[Comments - Sign Up Sheet 5 - January 30 2015.pdf](#)  
[Comments - Spalt - January 30 2015.pdf](#)  
[Comments - Spengler - January 30 2015.pdf](#)  
[Comments - Tavares - January 30 2015.pdf](#)

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Fyi, attached are 43 abortion rules comments submitted in hard copy on 1/30/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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*History Note:* Authority G.S. 131E-149;  
Eff. October 14, 1978.

I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See attached .0310\(c\)](#)

the age of employees and [See attached .0306\(d\)](#)

the annual clinic inspections. [See attached .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
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**To:** [Fay, Kyle](#)  
**Cc:** [Stephenson, Grady O](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Monday, March 16, 2015 12:17:00 PM  
**Attachments:** [Bill Review HB 200.doc](#)

---

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0 FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
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1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,

Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.

Thanks,

Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley

**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
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**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,  
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Jesse

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**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT

**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871

[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**Cc:** [Stephenson, Grady O](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Monday, March 16, 2015 12:17:00 PM  
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Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
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**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley

**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
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**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
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Thanks  
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**To:** [Fay, Kyle](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:43:00 AM

---

Perfect. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

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**Cc:** Stephenson, Grady O; Ouimet, Cheryl; Pratt, Drexdal; Christian, Patsy  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Importance:** High

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
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Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
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**From:** Fay, Kyle

**Sent:** Monday, March 16, 2015 1:48 PM

**To:** Conley, Azzie

**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl

**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey FTE; or 6 Nurse Consultant – Contributing FTEs?

Thanks!

---

**From:** Conley, Azzie

**Sent:** Monday, March 16, 2015 12:17 PM

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Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
<http://www.ncdhhs.gov/>

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---

**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See attached .0310\(c\)](#)

the age of employees and [See attached .0306\(d\)](#)

the annual clinic inspections. [See attached .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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---

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [Pratt, Drexdal](#)  
**Subject:** RE: clinic rules  
**Date:** Monday, March 16, 2015 4:04:00 PM

---

**10A NCAC 13C .0204 TYPE OF FACILITY DEEMED TO BE LICENSED**

An ambulatory surgical facility shall be deemed a suitable facility for the performance of abortions pursuant to G.S. 14-45.1(a).

*History Note: Authority G.S. 14-45.1; 131E-147;  
Eff. June 30, 1980;  
Amended Eff. November 1, 1989.*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Sholar, Adam  
**Sent:** Monday, March 16, 2015 2:48 PM  
**To:** Conley, Azzie; Pratt, Drexdal  
**Subject:** RE: clinic rules

Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 2:41 PM  
**To:** Sholar, Adam; Pratt, Drexdal  
**Subject:** RE: clinic rules

See responses below. Please let me know if you need more information. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Sholar, Adam

**Sent:** Monday, March 16, 2015 1:48 PM

**To:** Conley, Azzie; Pratt, Drexdal

**Subject:** clinic rules

Azzie and Drexdal,

I hope this email finds you doing well. I write to ask if you could send me a few things.

First, the ASC rule related to hospital transfer agreements.

**10A NCAC 13C .0403      EMERGENCY CASES**

- (a) Each facility shall have a written plan for the transfer of emergency cases to a nearby hospital when hospitalization becomes necessary.
- (b) There shall be procedures, personnel and suitable equipment to handle medical emergencies which may arise in connection with services provided by the facility.
- (c) There shall be a written agreement between the facility and a nearby hospital to facilitate the transfer of patients who are in need of emergency care. A facility which has documentation of its efforts to establish such a transfer agreement with a hospital which provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.

*History Note:      Authority G.S. 131E-149;  
                             Eff. October 14, 1978.*

I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See attached .0310\(c\)](#)

the age of employees and [See attached .0306\(d\)](#)

the annual clinic inspections. [See attached .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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---

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**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#)  
**Date:** Friday, March 20, 2015 2:11:47 PM  
**Attachments:** [RRC 10A NCAC 14E .0306 03202015.doc](#)  
[RRC 10A NCAC 14E .0304 03202015.doc](#)  
[RRC 10A NCAC 14E .0111 03202015.doc](#)

---

Attached are changes that could be made to the existing proposed rules if warranted.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**To:** [Fay, Kyle](#)  
**Cc:** [Stephenson, Grady O](#); [Goodman, Jesse](#); [Lewis, Steven](#); [Ouimet, Cheryl](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Monday, March 16, 2015 2:15:33 PM

---

See below:

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Fay, Kyle  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC? ~
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey FTE; or 6 Nurse Consultant – Contributing FTEs?

Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 12:17 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.



My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,

Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.

Thanks,  
Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services

Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,  
We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.  
Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks

Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks

Arun Kumar  
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695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
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[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
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**To:** [Sholar, Adam](#); [Pratt, Drexdal](#)  
**Subject:** RE: clinic rules  
**Date:** Monday, March 16, 2015 2:37:51 PM  
**Attachments:** [RRC 10A NCAC 14E .0111.doc](#)  
[RRC 10A NCAC 14E .0310.doc](#)  
[RRC 10A NCAC 14E .0306.doc](#)

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
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Raleigh, NC 27603  
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---

**From:** Sholar, Adam  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie; Pratt, Drexdal  
**Subject:** clinic rules

Azzie and Drexdal,  
I hope this email finds you doing well. I write to ask if you could send me a few things.

First, the ASC rule related to hospital transfer agreements.

I would like to see the language around the requirement and the alternative if a hospital isn't willing to sign.

Second, the new proposed abortion clinic rules related

the transfer agreement, [See 0310\(c\)](#)

the age of employees and [See .0306\(d\)](#)

the annual clinic inspections. [See .0111\(a\)](#)

Thanks in advance for your help!

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
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**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#)  
**Date:** Friday, March 20, 2015 2:11:47 PM  
**Attachments:** [RRC 10A NCAC 14E .0306 03202015.doc](#)  
[RRC 10A NCAC 14E .0304 03202015.doc](#)  
[RRC 10A NCAC 14E .0111 03202015.doc](#)

---

Attached are changes that could be made to the existing proposed rules if warranted.

Azzie Y. Conley, RN  
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**To:** [Goodman, Jesse](#); [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#); [Pfeiffer, Nadine](#)  
**Subject:** RE:  
**Date:** Thursday, May 07, 2015 11:31:21 AM

---

I was out of the office yesterday and unable to respond. I have not received interest from committee members to meet. One person has provided feedback. I will follow up! Thankyou

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Goodman, Jesse  
**Sent:** Thursday, May 07, 2015 10:57 AM  
**To:** Sholar, Adam  
**Cc:** Conley, Azzie; Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

Adam,

The rules have not been sent to the RRC. Azzie is trying to get the workgroup together to discuss the 1400 comments submitted. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules. Below are the links to the proposed rules addressing the requested subjects.

Jesse

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0111.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0111.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0304.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0304.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0306.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0306.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0310.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0310.pdf)

---

**From:** Sholar, Adam  
**Sent:** Thursday, May 07, 2015 10:37 AM  
**To:** Goodman, Jesse  
**Subject:** Fwd:



Jesse can you help me with this?

Sent from my iPhone

Begin forwarded message:

**From:** <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** May 6, 2015 at 3:11:20 PM EDT  
**To:** Azzie Conley <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

Azzie,

Can you send me the new proposed rules for abortion clinics on the under 18 working, the transfer agreements and the annual inspection mandate? When should they become effective? Thanks!

Adam

Sent from my iPhone

---

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---

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To: [Sholar, Adam](#)  
Subject: RE: One last point  
Date: Monday, May 18, 2015 3:37:20 PM  
Attachments: [image002.png](#)

Internet Explorer browser window showing the NC Division of Health Service Regulation Rule Actions page. The address bar shows <http://www.ncdhsr.gov/dhsr/ruleactions.html>. The page title is "NC DHSR: Rule Actions". The page content includes a navigation bar with links like "What We Do", "Citizens", "Providers", "A-Z Index", and a search bar. The main content area is titled "Rule Actions" and contains a list of proposed rule changes and rules approved by the Rules Review Commission. The page also features a footer with contact information for Azzie Y. Conley, RN.

## NC Division of Health Service Regulation Rule Actions

What We Do | Citizens | Providers | A-Z Index | Search DHSR:

Home Rule Actions

This is a listing of licensure rule change activity within the division and helpful information about rules from the North Carolina Office of Administrative Hearings.

**Proposed Rule Changes**  
[Rules Approved by the Rules Review Commission](#)  
[Periodic Review of Existing Rules](#)  
[DHSR Rule-making Interested Parties Listserv](#)

**North Carolina Office of Administrative Hearings**  
[North Carolina Register](#)  
[North Carolina Office of Administrative Hearings Proposed Temporary Rules Listing](#)  
[Rules Review Commission Meetings](#)

### Proposed Rule Changes

Program	Rule Citation	Public Comment Period	Public Hearing	Proposed Effective Date
Certifications of Clinics for Abortion Rules	10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0304, .0305, .0306, .0307, .0308, .0309, .0310, .0311, .0313, .0315	December 1, 2014 - January 30, 2015	December 19, 2014	April 1, 2015
Hospital and Ambulatory Surgical Facility Rules	10A NCAC 13B .2101, .2102, 10A NCAC 13C .0103, .0206	March 16, 2015 - May 15, 2015	May 6, 2015	September 1, 2015
Radiation Protection Industrial and X-ray Rules	10A NCAC 15 .0502, .0518, .0801, .0802, .0803, .0804, .0805, .0806, .0807, .0808	May 1, 2015 - June 30, 2015	May 27, 2015	October 1, 2015

### Rules Approved by Rules Review Commission

Program	Rule Citation	Public Comment Period	Public Hearing	Effective Date
Adult Care Home and Family Care Home Rules	10A NCAC 13F .1003, .1010, 10A NCAC 13G .1003, .1010	October 15, 2014 - December 15, 2014	December 9, 2014	April 1, 2015
Designation of Primary Stroke Center Rules	10A NCAC 14L .0101, .0201	October 1, 2014 - December 1, 2014	November 18, 2014	February 1, 2015
Homes for Developmentally Disabled Adults Rules	10A NCAC 13H	October 15, 2014 - December 15, 2014	December 9, 2014	April 1, 2015

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Unstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhsr.nc.gov](mailto:Azzie.Conley@dhsr.nc.gov)  
<http://www.ncdhsr.gov/dhsr>

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**From:** Sholar, Adam  
**Sent:** Monday, May 18, 2015 3:23 PM  
**To:** Conley, Azzie  
**Subject:** RE: One last point

Azzie  
When and where will the new proposed rules be posted?  
Adam

**From:** Conley, Azzie  
**Sent:** Wednesday, May 13, 2015 8:22 AM  
**To:** Sholar, Adam  
**Subject:** RE: One last point

Rules are available on the web and accessible.

http://www.ncdhsr.gov/dhsr/rules.html

File Edit View Favorites Tools Help

MSN Suggested Sites Web Slice Gallery Customize Links Free Hotmail Windows Marketplace Windows Media Windows

**NC Division of Health Service Regulation**

**Acute and Home Care Licensure and Certification Section**

What We Do Citizens Providers A-Z Index Search DHHS:

Home Acute and Home Care Licensure and Certification Section Rules and Regulations

Announcements  
Consumer's Guide to Home Care  
Facility Licensure Information  
Facility Listings  
Forms and Applications  
Rules and Regulations  
Transparency in Health Care Costs  
CLIA

## Rules and Regulations

North Carolina administrative codes (NCAC) and regulations from the Center for Medicare & Medicaid Services (CMS) that apply to acute and home care facilities are provided below. The North Carolina Office of Administrative Hearings provides access to both permanent and temporary rules.

**North Carolina Administrative Code**  
**CMS Regulations**

### North Carolina Administrative Code

Periodic Review of Existing Rules

- Abortion Clinics: 10A NCAC 14E <#>
- Ambulatory Surgical: 10A NCAC 13C <#>
- Cardiac Rehabilitation: 10A NCAC 14F <#>
- Home Care Agency: 10A NCAC 13J <#>
- Nursing Pool: 10A NCAC 13L <#>
- Hospice Agency: 10A NCAC 13K <#>
- Hospice Inpatient: 10A NCAC 13K <#>
- Hospital: 10A NCAC 13B <#>
- Mammography and Pap Smear Certification: 10A NCAC 13M <#>
- Hospital - Psychiatric: 10A NCAC 13B <#>
- Hospital - Psychiatric: 10A NCAC 26B <#>
- Hospital - Psychiatric: 10A NCAC 26C <#>
- Hospital - Psychiatric: 10A NCAC 27C <#>
- Hospital - Psychiatric: 10A NCAC 27D <#>
- Hospital - Psychiatric: 10A NCAC 27E <#>
- Hospital - Psychiatric: 10A NCAC 27F <#>
- Hospital - Psychiatric: 10A NCAC 27G <#>
- Hospital - Psychiatric: 10A NCAC 28 <#> (state operated only)

### CMS Regulations

The complete Medicare State Operations Manual (PDF, 57 KB) is available online.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Unstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhs.nc.gov](mailto:Azzie.Conley@dhs.nc.gov)  
<http://www.ncdhsr.gov/dhsr>

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From: Sholar, Adam  
Sent: Wednesday, May 13, 2015 8:07 AM  
To: Conley, Azzie  
Subject: Re: One last point

I think he is asking about the rules, not the clinics themselves.

Sent from my iPhone

On May 12, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhs.nc.gov](mailto:azzie.conley@dhs.nc.gov)> wrote:

The decision to not post was related to threats, fires, and other attacks at abortion clinics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Unstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhs.nc.gov](mailto:Azzie.Conley@dhs.nc.gov)  
<http://www.ncdhsr.gov/dhsr>

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From: Sholar, Adam  
Sent: Tuesday, May 12, 2015 6:03 PM  
To: Conley, Azzie  
Subject: FW: One last point

?

From: Sen [REDACTED]  
Sent: Tuesday, May 12, 2015 5:12 PM  
To: Sholar, Adam  
Cc: [REDACTED]  
Subject: FW: One last point

Adam

Why are the abortion clinic rules not listed on the DHHS website [www.ncdhsr.gov/dhsr/rules.htm](http://www.ncdhsr.gov/dhsr/rules.htm)?

Sincerely,

Senator [REDACTED]

<image001.jpg>

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**To:** [Goodman, Jesse](#); [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#); [Pfeiffer, Nadine](#)  
**Subject:** RE:  
**Date:** Thursday, May 07, 2015 11:41:21 AM  
**Attachments:** [RRC 10A NCAC 14E .0111 03202015.doc](#)  
[RRC 10A NCAC 14E .0304 03202015.doc](#)  
[RRC 10A NCAC 14E .0306 03202015.doc](#)  
[RRC 10A NCAC 14E .0310 03202015.doc](#)

---

I was out yesterday and unable to respond. Initially, there is no interest of committee members to meet. They wanted to determine the need for any changes as a result of new legislation. I will follow up to determine the need for the group to meet.

Adam:

Attached are the drafts.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Goodman, Jesse  
**Sent:** Thursday, May 07, 2015 10:57 AM  
**To:** Sholar, Adam  
**Cc:** Conley, Azzie; Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

Adam,

The rules have not been sent to the RRC. Azzie is trying to get the workgroup together to discuss the 1400 comments submitted. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules. Below are the links to the proposed rules addressing the requested subjects.

Jesse

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0111.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0111.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0304.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0304.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0306.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0306.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0310.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0310.pdf)

---

**From:** Sholar, Adam  
**Sent:** Thursday, May 07, 2015 10:37 AM  
**To:** Goodman, Jesse  
**Subject:** Fwd:

Jesse can you help me with this?

Sent from my iPhone

Begin forwarded message:

**From:** <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** May 6, 2015 at 3:11:20 PM EDT  
**To:** Azzie Conley <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

Azzie,  
Can you send me the new proposed rules for abortion clinics on the under 18 working, the transfer agreements and the annual inspection mandate? When should they become effective? Thanks!  
Adam

Sent from my iPhone

---

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**From:** [Fay, Kyle](#)  
**To:** [Conley, Azzie](#); [Goodman, Jesse](#); [Lewis, Steven](#)  
**Cc:** [Stephenson, Grady O](#); [Ouimet, Cheryl](#); [Pratt, Drexdal](#); [Christian, Patsy](#)  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Tuesday, March 17, 2015 11:16:32 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Fay, Kyle  
**Sent:** Monday, March 16, 2015 1:48 PM  
**To:** Conley, Azzie  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey

FTE; or 6 Nurse Consultant – Contributing FTEs?  
Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 12:17 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,  
Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.  
Thanks,  
Jesse

---



**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,  
We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.  
Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
<http://www.ncdhhs.gov/>

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---

**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHSR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar

North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
<http://www.ncdhhs.gov/>

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**From:** [Goodman, Jesse](#)  
**To:** [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** RE: Rule on OBGYN in abortion clinics  
**Date:** Monday, June 01, 2015 3:58:41 PM

---

I have yet to hear back from the Section. I would assume level of availability would depend on the nature of the complication, from a minor complication requiring a telephone consultation, a post procedure complication requiring an office visit or a serious complication either a visit to the clinic or a trip to the ER. If I hear anything different I will let you know.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 3:16 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

What is an acceptable level of availability?

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 2:37 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Adam,

Clinics must have something in writing either an agreement or contract with an OB/GYN board certified or board eligible physician outlining their availability. It is also my understanding that an application from the OB/GYN board certified or board eligible physician must be on file as provided for in .0401 and .0402 of the rules.

Jesse

#### SECTION .0400 - MEDICAL STAFF

##### 10A NCAC 14E .0401 QUALIFICATIONS

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

##### 10A NCAC 14E .0402 FILE

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 1:36 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Thanks - as soon as you can would be helpful

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 1:33 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Adam,

The way I read it the clinic would have to have some arrangement with an OB/GYN or board eligible to be "on call" . I will have to defer to Azzie as to the acceptable level of availability to meet the intent of the rule. She is out this week so I will try to talk to someone in her shop.  
Jesse

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 1:21 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Jesse,

What about this rule:

10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE

(a) The Division shall issue a certificate if it finds the facility can:

(1) Comply with all requirements described in this Subchapter; and

(2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.

(b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.

(c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.

(d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

What does (a)(2) require? I assume it requires something less than an OB-GYN on-site while procedures are being performed. Any clarification would be helpful.

Thanks,

Adam

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 12:57 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie

Subject: RE: Rule on OBGYN in abortion clinics

Not in the proposed rules.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 12:49 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Any changes to this for the new rules?

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 12:14 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Adam,  
Below is the current rule for medical staff in clinics.

#### SECTION .0400 - MEDICAL STAFF

##### 10A NCAC 14E .0401 QUALIFICATIONS

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

##### 10A NCAC 14E .0402 FILE

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 12:06 PM  
To: Pratt, Drexdal; Conley, Azzie; Goodman, Jesse  
Subject: Rule on OBGYN in abortion clinics

Is there a rule now that mandates that OBGYN be available in an abortion clinic?

Sent from my iPhone

be disclosed to third parties by an authorized state official.

---

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**From:** [Goodman, Jesse](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pratt, Drexdal](#)  
**Subject:** Fw: Follow up  
**Date:** Friday, May 29, 2015 1:02:00 PM

---

Azzie,

Can you get these to Adam? I am home [REDACTED]

Thanks,

Jesse

---

**From:** Sholar, Adam  
**Sent:** Friday, May 29, 2015 10:18 AM  
**To:** Goodman, Jesse; Conley, Azzie; McKillip, Matthew  
**Subject:** FW: Follow up

Do we have the clinic citation list from the last few years?

---

**From:** Sen. [REDACTED]  
**Sent:** Thursday, May 28, 2015 10:12 AM  
**To:** Sholar, Adam; Senator [REDACTED]  
**Subject:** RE: Follow up

[REDACTED]

---

**From:** Sholar, Adam [<mailto:Adam.Sholar@dhhs.nc.gov>]  
**Sent:** Thursday, May 28, 2015 9:55 AM  
**To:** [REDACTED]  
**Subject:** Follow up

Senators [REDACTED]

I write in response to your calls this morning. Based on your questions, I want to clarify that DHHS's Division of Health Service Regulation regulates facilities (e.g., hospitals, ambulatory surgery centers, abortion clinics, etc.) and not individual doctors engaged in the practice of medicine or professional licensure. Your questions regarding whether DHHS has observed many problems with doctors performing abortions and whether DHHS feels that the standard should be raised from regular doctors performing abortions to OB/GYNs performing abortions, while we are reviewing the implications of the bill, are probably better directed to the Medical Board. I hope this is helpful.

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603



Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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---

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From: [Sholar, Adam](#)  
To: [Conley, Azzie](#)  
Subject: RE: One last point  
Date: Monday, May 18, 2015 5:22:35 PM  
Attachments: [image001.png](#)  
[image002.png](#)

Thanks!

From: Conley, Azzie  
Sent: Monday, May 18, 2015 3:38 PM  
To: Sholar, Adam  
Subject: RE: One last point

See DHSR page: click Rules Action (right side)

**NC Division of Health Service Regulation**  
**Rule Actions**

What We Do | Citizens | Providers | A-Z Index | Search DHSR:

Home Rule Actions

This is a listing of licensure rule change activity within the division and helpful information about rules from the North Carolina Office of Administrative Hearings.

**Proposed Rule Changes**  
**Rules Approved by the Rules Review Commission**  
**Periodic Review of Existing Rules**  
**DHSR Rule-making Interested Parties Listserv**

**North Carolina Office of Administrative Hearings**  
**North Carolina Register**  
**North Carolina Office of Administrative Hearings Proposed Temporary Rules Listing**  
**Rules Review Commission Meetings**

**Proposed Rule Changes**

Program	Rule Citation	Public Comment Period	Public Hearing	Proposed Effective Date
Certifications of Clinics for Abortion Rules	10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0304, .0305, .0306, .0307, .0308, .0309, .0310, .0311, .0313, .0315	December 1, 2014 - January 30, 2015	December 19, 2014	April 1, 2015
Hospital and Ambulatory Surgical Facility Rules	10A NCAC 13B .2101, .2102, 10A NCAC 13C .0103, .0206	March 16, 2015 - May 15, 2015	May 6, 2015	September 1, 2015
Radiation Protection Industrial and X-ray Rules	10A NCAC 15 .0502, .0518, .0801, .0802, .0803, .0804, .0805, .0806, .0807, .0808	May 1, 2015 - June 30, 2015	May 27, 2015	October 1, 2015

**Rules Approved by Rules Review Commission**

Program	Rule Citation	Public Comment Period	Public Hearing	Effective Date
Adult Care Home and Family Care Home Rules	10A NCAC 13F .1003, .1010, 10A NCAC 13G .1003, .1010	October 15, 2014 - December 15, 2014	December 9, 2014	April 1, 2015
Designation of Primary Stroke Center Rules	10A NCAC 14L .0101, .0201	October 1, 2014 - December 1, 2014	November 18, 2014	February 1, 2015
Homes for Developmentally Disabled Adults Rules	10A NCAC 13H	October 15, 2014 - December 15, 2014	December 9, 2014	April 1, 2015

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Unstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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From: Sholar, Adam  
Sent: Monday, May 18, 2015 3:23 PM  
To: Conley, Azzie  
Subject: RE: One last point

Azzie  
When and where will the new proposed rules be posted?  
Adam

From: Conley, Azzie  
Sent: Wednesday, May 13, 2015 8:22 AM  
To: Sholar, Adam  
Subject: RE: One last point

Rules are available on the web and accessible. .

Internet Explorer browser window showing the NC Division of Health Service Regulation website. The address bar shows <http://www.ncdhhs.gov/dhsr/ahc/rules.html>. The page title is "NC Division of Health Service Regulation" and the main heading is "Acute and Home Care Licensure and Certification Section". The navigation bar includes links for Home, Acute and Home Care Licensure and Certification Section, Rules and Regulations, What We Do, Citizens, Providers, A-Z Index, and a Search DHHS field. The left sidebar contains links for Announcements, Consumer's Guide to Home Care, Facility Licensure Information, Facility Listings, Forms and Applications, Rules and Regulations, Transparency in Health Care Costs, and CLIA. The main content area is titled "Rules and Regulations" and contains the following text: "North Carolina administrative codes (NCAC) and regulations from the Center for Medicare & Medicaid Services (CMS) that apply to acute and home care facilities are provided below. The North Carolina Office of Administrative Hearings provides access to both permanent and temporary rules." Below this text are two sections: "North Carolina Administrative Code" and "CMS Regulations". The "North Carolina Administrative Code" section lists various rules, including: "Abortion Clinics: 10A NCAC 14E", "Ambulatory Surgical: 10A NCAC 13C", "Cardiac Rehabilitation: 10A NCAC 14F", "Home Care Agency: 10A NCAC 13J", "Nursing Pool: 10A NCAC 13L", "Hospice Agency: 10A NCAC 13K", "Hospice Inpatient: 10A NCAC 13K", "Hospital: 10A NCAC 13B", "Mammography and Pap Smear Certification: 10A NCAC 13M", "Hospital - Psychiatric: 10A NCAC 13B", "Hospital - Psychiatric: 10A NCAC 26B", "Hospital - Psychiatric: 10A NCAC 26C", "Hospital - Psychiatric: 10A NCAC 27C", "Hospital - Psychiatric: 10A NCAC 27D", "Hospital - Psychiatric: 10A NCAC 27E", "Hospital - Psychiatric: 10A NCAC 27F", "Hospital - Psychiatric: 10A NCAC 27G", and "Hospital - Psychiatric: 10A NCAC 28 (state operated only)". The "CMS Regulations" section states: "The complete Medicare State Operations Manual (PDF, 57 KB) is available online." The browser's taskbar shows the date and time as 8:21 AM on 05/13/2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Sholar, Adam  
**Sent:** Wednesday, May 13, 2015 8:07 AM  
**To:** Conley, Azzie  
**Subject:** Re: One last point

I think he is asking about the rules, not the clinics themselves.

Sent from my iPhone

On May 12, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

The decision to not post was related to threats, fires, and other attacks at abortion clinics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Sholar, Adam  
**Sent:** Tuesday, May 12, 2015 6:03 PM  
**To:** Conley, Azzie  
**Subject:** FW: One last point

?

**From:** Sen [REDACTED]  
**Sent:** Tuesday, May 12, 2015 5:12 PM  
**To:** Sholar, Adam  
**Cc:** [REDACTED]  
**Subject:** FW: One last point

Adam

Why are the abortion clinic rules not listed on the DHHS website [www.ncdhhs.gov/dhsr/testrules.htm](http://www.ncdhhs.gov/dhsr/testrules.htm)?

Sincerely,

Senator [REDACTED]

<image001.jpg>

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---

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**From:** [Sholar, Adam](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: One last point  
**Date:** Wednesday, May 13, 2015 8:06:56 AM

---

I think he is asking about the rules, not the clinics themselves

Sent from my iPhone

On May 12, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

The decision to not post was related to threats, fires, and other attacks at abortion clinics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Sholar, Adam  
**Sent:** Tuesday, May 12, 2015 6:03 PM  
**To:** Conley, Azzie  
**Subject:** FW: One last point

?

---

**From:** Sen [REDACTED]  
**Sent:** Tuesday, May 12, 2015 5:12 PM  
**To:** Sholar, Adam  
**Cc:** [REDACTED]  
**Subject:** FW: One last point

Adam,

Why are the abortion clinic rules not listed on the DHSR website,

[www.ncdhhs.gov/dhsr/testrules.htm](http://www.ncdhhs.gov/dhsr/testrules.htm) ?

Sincerely,

Senator [REDACTED]

<image001.jpg>

---

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From: [Sholar, Adam](#)  
To: [Conley, Azzie](#)  
Subject: RE: One last point  
Date: Wednesday, May 13, 2015 10:16:44 AM  
Attachments: [image001.png](#)

Thanks Azzie. What about the new proposed rules? When will they be publicly posted?

From: Conley, Azzie  
Sent: Wednesday, May 13, 2015 8:22 AM  
To: Sholar, Adam  
Subject: RE: One last point

Rules are available on the web and accessible. .

http://www.ncdhsr.gov/dhsr/ahc/rules.html

NC Division of Health Service Regulation

## Acute and Home Care Licensure and Certification Section

What We Do | Citizens | Providers | A-Z Index | Search DHHS:

Home Acute and Home Care Licensure and Certification Section Rules and Regulations

Announcements  
Consumer's Guide to Home Care  
Facility Licensure Information  
Facility Listings  
Forms and Applications  
Rules and Regulations  
Transparency in Health Care Costs  
CLIA

### Rules and Regulations

North Carolina administrative codes (NCAC) and regulations from the Center for Medicare & Medicaid Services (CMS) that apply to acute and home care facilities are provided below. The North Carolina Office of Administrative Hearings provides access to both permanent and temporary rules.

**North Carolina Administrative Code**  
**CMS Regulations**

#### North Carolina Administrative Code

Periodic Review of Existing Rules

- Abortion Clinics: 10A NCAC 14E
- Ambulatory Surgical: 10A NCAC 13C
- Cardiac Rehabilitation: 10A NCAC 14F
- Home Care Agency: 10A NCAC 13J
- Nursing Pool: 10A NCAC 13L
- Hospice Agency: 10A NCAC 13K
- Hospice Inpatient: 10A NCAC 13K
- Hospital: 10A NCAC 13B
- Mammography and Pap Smear Certification: 10A NCAC 13M
- Hospital - Psychiatric: 10A NCAC 13B
- Hospital - Psychiatric: 10A NCAC 26B
- Hospital - Psychiatric: 10A NCAC 26C
- Hospital - Psychiatric: 10A NCAC 27C
- Hospital - Psychiatric: 10A NCAC 27D
- Hospital - Psychiatric: 10A NCAC 27E
- Hospital - Psychiatric: 10A NCAC 27F
- Hospital - Psychiatric: 10A NCAC 27G
- Hospital - Psychiatric: 10A NCAC 28 (state operated only)

#### CMS Regulations

The complete Medicare State Operations Manual (PDF, 57 KB) is available online.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhs.nc.gov](mailto:Azzie.Conley@dhs.nc.gov)  
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From: Sholar, Adam  
Sent: Wednesday, May 13, 2015 8:07 AM  
To: Conley, Azzie  
Subject: Re: One last point

I think he is asking about the rules, not the clinics themselves.

Sent from my iPhone

On May 12, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhs.nc.gov](mailto:azzie.conley@dhs.nc.gov)> wrote:

The decision to not post was related to threats, fires, and other attacks at abortion clinics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
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1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
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From: Sholar, Adam  
Sent: Tuesday, May 12, 2015 6:03 PM  
To: Conley, Azzie  
Subject: FW: One last point

?

From: Sen, [REDACTED]  
Sent: Tuesday, May 12, 2015 5:12 PM  
To: Sholar, Adam  
Cc: [REDACTED]  
Subject: FW: One last point

Adam

Why are the abortion clinic rules not listed on the DHSR website [www.ncdhhs.gov/dhsr/testrules.htm](http://www.ncdhhs.gov/dhsr/testrules.htm) ?

Sincerely

Senator [REDACTED]

<image001.jpg>

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE:  
**Date:** Thursday, May 07, 2015 12:35:20 PM

---

Thanks Azzie!

---

**From:** Conley, Azzie  
**Sent:** Thursday, May 07, 2015 11:44 AM  
**To:** Goodman, Jesse; Sholar, Adam  
**Cc:** Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

I was out yesterday and unable to respond. Initially, there is no interest of committee members to meet. They wanted to determine the need for any changes as a result of new legislation. I will follow up to determine the need for the group to meet.

Adam:

Attached are the proposed drafts previously mentioned to address annual inspections and age of staff. These have not been shared with RRC. Please let me know if you need additional information. Thanks

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Goodman, Jesse  
**Sent:** Thursday, May 07, 2015 10:57 AM  
**To:** Sholar, Adam  
**Cc:** Conley, Azzie; Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

Adam,

The rules have not been sent to the RRC. Azzie is trying to get the workgroup together to discuss the 1400 comments submitted. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules. Below are the links to the proposed rules addressing the requested subjects.

Jesse

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0111.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0111.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0304.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0304.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0306.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0306.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0310.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0310.pdf)

---

**From:** Sholar, Adam

**Sent:** Thursday, May 07, 2015 10:37 AM

**To:** Goodman, Jesse

**Subject:** Fwd:

Jesse can you help me with this?

Sent from my iPhone

Begin forwarded message:

**From:** <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>

**Date:** May 6, 2015 at 3:11:20 PM EDT

**To:** Azzie Conley <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

Azzie,

Can you send me the new proposed rules for abortion clinics on the under 18 working, the transfer agreements and the annual inspection mandate? When should they become effective? Thanks!

Adam

Sent from my iPhone

---

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**From:** [Conley, Azzie](#)  
**To:** [McKillip, Matthew](#); [Pratt, Drexdal](#)  
**Subject:** RE: clinics  
**Date:** Thursday, August 06, 2015 9:49:00 AM

---

There is currently 16 licensed ABCs.  
Planned Parenthood Asheville opened March 24, 2015  
North Durham Women's Health opened June 12, 2015

Please let me know if you need more information.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew  
**Sent:** Thursday, August 06, 2015 8:37 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** clinics

Azzie,

I found this in some older materials you pulled together with Kevin Howell in 2014. Is this still accurate?

Best,  
Matt

-

**There are 14 certified abortion clinics in North Carolina:**

Facility Name - Abortions Clinics	Orig. Date of Licensure
A Preferred Women's Health Raleigh	1/1/1999
A Preferred Women's Health Charlotte	8/3/1999
A Woman's Choice of Raleigh	8/20/1993
Carolinas Women's Clinic Charlotte (Carolina Center for Women)	8/17/1984
Crist Clinic for Women Jacksonville	12/8/1997

Easton OB/GYN Chapel Hill	6/15/1989
Family Reproductive Health Charlotte	12/22/1992
Hallmark Women's Clinic Fayetteville	1/28/1980
Piedmont Carolina Medical Clinic Greensboro	7/28/1977
Planned Parenthood Fayetteville	1/14/2012
Planned Parenthood Central NC Chapel Hill	10/20/1998
Planned Parenthood Wilmington	1/17/1986
Planned Parenthood Winston Salem	5/7/1974
Women's Health Alliance Chapel Hill	11/29/1993

- Planned Parenthood is currently seeking certification to provide abortions in Asheville. Another facility is currently seeking certification in Durham. (This would bring the total to 16.)

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
101 Blair Drive, Raleigh, NC 27699-2001  
Phone: 919-855-4815  
Fax: 919-715-4645  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

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**From:** [Conley, Azzie](#)  
**To:** [Fay, Kyle](#); [Goodman, Jesse](#)  
**Cc:** [Stephenson, Grady O](#)  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws  
**Date:** Thursday, June 18, 2015 10:33:00 AM  
**Attachments:** [Cost Estimate - CON Bill.xlsx](#)  
**Importance:** High

---

This is the document. All references should be changed to Acute Care Staff.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Fay, Kyle  
**Sent:** Tuesday, March 17, 2015 11:17 AM  
**To:** Conley, Azzie; Goodman, Jesse; Lewis, Steven  
**Cc:** Stephenson, Grady O; Ouimet, Cheryl; Pratt, Drexldal; Christian, Patsy  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws  
**Importance:** High

Please find attached my draft cost estimate for the CON Exemption Bill. Please review and let me know if you have any questions, concerns, or recommended changes. Thanks!

---

**From:** Conley, Azzie  
**Sent:** Monday, March 16, 2015 3:28 PM  
**To:** Fay, Kyle  
**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl  
**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

We will need cost for Steve to hire 2 FTEs. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Fay, Kyle

**Sent:** Monday, March 16, 2015 1:48 PM

**To:** Conley, Azzie

**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven; Ouimet, Cheryl

**Subject:** RE: Bill Review for HB 200 Amend Certificate of Need Laws

Azzie – A few questions:

- Would the 100 ASCs be new ASCS (i.e. we would charge an initial licensure fee the first year, and renewal fees thereafter)?
- Any idea on the average number of beds per ASC?
- You mention CLIA guidelines below – would CLIA fund this activity or Medicare?
- Is there a current staff member whose job duties would serve as a model for these new staff? (I would use their cost allocation to estimate the new staff cost allocation)
- You would need 2 admins for 6 staff?
- Would you have 5 Nurse Consultant – Contributing FTEs + 1 Nurse Consultant – Journey FTE; or 6 Nurse Consultant – Contributing FTEs?

Thanks!

---

**From:** Conley, Azzie

**Sent:** Monday, March 16, 2015 12:17 PM

**To:** Fay, Kyle

**Cc:** Stephenson, Grady O; Goodman, Jesse; Lewis, Steven

**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Please see the attached.

My hypothesis is everybody has an opportunity to apply. If we take a conservative estimate of 100 additional licensed ASCs, we would need 5.5 (6.0 FTE professional RNs to conduct surveys, eg., 1 NCJ plus 5 NCCs. If we use the CLIA guidelines, we would need 2.0 FTE admin support to compliment six surveyors. Will you please provide me rough cost? Our new staff for abortion clinics was budgeted at \$70,000. Sorry, I need asap. We should probably a \$20,000 increase for the Section Chief! Thank you!

Also, I have cc'ed Steve Lewis on this request. Thank you.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Goodman, Jesse  
**Sent:** Monday, March 16, 2015 9:21 AM  
**To:** Conley, Azzie; Lewis, Steven  
**Cc:** Pratt, Drexdal; Christian, Patsy; Ouimet, Cheryl; Carraway, Shelley  
**Subject:** FW: Bill Review for HB 200 Amend Certificate of Need Laws

Good Morning,

Please use the attached to include your estimates for increased staff resources to meet the demand for new development should this legislation pass.

Thanks,  
Jesse

---

**From:** Frisone, Martha  
**Sent:** Friday, March 13, 2015 4:05 PM  
**To:** Goodman, Jesse  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Carraway, Shelley  
**Subject:** Bill Review for HB 200 Amend Certificate of Need Laws

On behalf of Shelley, I've attached a completed Bill Review form (except for signature). Please do not hesitate to call me if you have any questions.

Martha J. Frisone  
N.C. Department of Health and Human Services  
Assistant Chief, Healthcare Planning and Certificate of Need Section - Division of  
Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3873  
[martha.frisone@dhhs.nc.gov](mailto:martha.frisone@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Goodman, Jesse  
**Sent:** Tuesday, March 10, 2015 3:45 PM  
**To:** Carraway, Shelley  
**Cc:** Pratt, Drexdal; Ouimet, Cheryl; Christian, Patsy; Frisone, Martha  
**Subject:** RE: Amend Certificate of Need Laws

Shelly,

We will need a bill review for this proposed legislation. Please use the attached form. We will need it by Friday.

Thanks,  
Jesse

---

**From:** Pratt, Drexdal  
**Sent:** Tuesday, March 10, 2015 3:29 PM  
**To:** Carraway, Shelley; Frisone, Martha; Ouimet, Cheryl; Christian, Patsy; Goodman, Jesse  
**Subject:** Fwd: Amend Certificate of Need Laws

Sent from my iPhone

Begin forwarded message:

**From:** "Kumar, Arun" <[arun.kumar@dhhs.nc.gov](mailto:arun.kumar@dhhs.nc.gov)>  
**Date:** March 10, 2015 at 3:22:15 PM EDT  
**To:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** "Amos, Cedric" <[cedric.amos@dhhs.nc.gov](mailto:cedric.amos@dhhs.nc.gov)>, "Edgington, Reese" <[Reese.Edgington@dhhs.nc.gov](mailto:Reese.Edgington@dhhs.nc.gov)>  
**Subject:** FW: Amend Certificate of Need Laws

Drexdal,

Apologize. Should have copied you on my question to Cedric.

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
<http://www.ncdhhs.gov/>

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---

**From:** Kumar, Arun  
**Sent:** Tuesday, March 10, 2015 3:19 PM  
**To:** Amos, Cedric  
**Cc:** Edgington, Reese; Heinz, Judy; Braley, Jennifer F  
**Subject:** Amend Certificate of Need Laws

Cedric,

Can you find out the impact of the proposed legislation (link provided below) to any of the business requirements for the IT solution for DHR.

<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H200v0.pdf>

Thanks  
Arun Kumar  
North Carolina Department of Health and Human Services  
695, Palmer Drive  
Raleigh, NC 27603  
Telephone: (919) 855-3190  
Fax: (919) 733-8871  
[Arun.Kumar@dhhs.nc.gov](mailto:Arun.Kumar@dhhs.nc.gov)  
<http://www.ncdhhs.gov/>

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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#)  
**Subject:** Re: Rule on OBGYN in abortion clinics  
**Date:** Monday, June 01, 2015 9:12:29 PM

---

Sounds good. Thank you

---

From: Goodman, Jesse  
Sent: Monday, June 1, 2015 3:24:19 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

The \$64,000 question. I'm checking.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 3:16 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

What is an acceptable level of availability?

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 2:37 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Adam,

Clinics must have something in writing either an agreement or contract with an OB/GYN board certified or board eligible physician outlining their availability. It is also my understanding that an application from the OB/GYN board certified or board eligible physician must be on file as provided for in .0401 and .0402 of the rules.  
Jesse

#### SECTION .0400 - MEDICAL STAFF

##### 10A NCAC 14E .0401 QUALIFICATIONS

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

##### 10A NCAC 14E .0402 FILE

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;

Readopted Eff. December 19, 1977.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 1:36 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Thanks - as soon as you can would be helpful

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 1:33 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Adam,

The way I read it the clinic would have to have some arrangement with an OB/GYN or board eligible to be "on call" . I will have to defer to Azzie as to the acceptable level of availability to meet the intent of the rule. She is out this week so I will try to talk to someone in her shop.  
Jesse

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 1:21 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Jesse,

What about this rule:

10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE

(a) The Division shall issue a certificate if it finds the facility can:

(1) Comply with all requirements described in this Subchapter; and

(2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.

(b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.

(c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.

(d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

What does (a)(2) require? I assume it requires something less than an OB-GYN on-site while procedures are being performed. Any clarification would be helpful.

Thanks,

Adam

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 12:57 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Not in the proposed rules.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 12:49 PM  
To: Goodman, Jesse  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Any changes to this for the new rules?

-----Original Message-----

From: Goodman, Jesse  
Sent: Monday, June 01, 2015 12:14 PM  
To: Sholar, Adam  
Cc: Pratt, Drexdal; Conley, Azzie  
Subject: RE: Rule on OBGYN in abortion clinics

Adam,  
Below is the current rule for medical staff in clinics.

#### SECTION .0400 - MEDICAL STAFF

##### 10A NCAC 14E .0401 QUALIFICATIONS

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

##### 10A NCAC 14E .0402 FILE

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

-----Original Message-----

From: Sholar, Adam  
Sent: Monday, June 01, 2015 12:06 PM  
To: Pratt, Drexdal; Conley, Azzie; Goodman, Jesse  
Subject: Rule on OBGYN in abortion clinics

Is there a rule now that mandates that OBGYN be available in an abortion clinic?

Sent from my iPhone

---

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [Goodman, Jesse](#); [McKillip, Matthew](#)  
**Subject:** RE: Follow up  
**Date:** Friday, May 29, 2015 2:56:00 PM

---

I can run a report that shows the rule category for the deficiencies cited for all clinics within a time frame. The reports will not show evidence of poor care related to the performance of the procedure or the qualifications of the physicians. Most patients do not return to the clinics for follow up care. What is the time frame? Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** Sholar, Adam  
**Sent:** Friday, May 29, 2015 10:19 AM  
**To:** Goodman, Jesse; Conley, Azzie; McKillip, Matthew  
**Subject:** FW: Follow up

Do we have the clinic citation list from the last few years?

---

**From:** Sen. [REDACTED]  
**Sent:** Thursday, May 28, 2015 10:12 AM  
**To:** Sholar, Adam; Senator [REDACTED]  
**Subject:** RE: Follow up

[REDACTED]

---

**From:** Sholar, Adam [<mailto:Adam.Sholar@dhhs.nc.gov>]  
**Sent:** Thursday, May 28, 2015 9:55 AM  
**To:** [REDACTED]  
**Subject:** Follow up

Senators [REDACTED]

I write in response to your calls this morning. Based on your questions, I want to clarify that DHHS's Division of Health Service Regulation regulates facilities (e.g., hospitals, ambulatory surgery centers, abortion clinics, etc.) and not individual doctors engaged

in the practice of medicine or professional licensure. Your questions regarding whether DHHS has observed many problems with doctors performing abortions and whether DHHS feels that the standard should be raised from regular doctors performing abortions to OBGYNs performing abortions, while we are reviewing the implications of the bill, are probably better directed to the Medical Board. I hope this is helpful.

Adam

Adam Sholar, J.D.  
Legislative Counsel  
Director of Government Affairs  
N.C. Department of Health and Human Services  
101 Blair Drive, Raleigh, NC 27603  
Phone: 919-855-4830  
Fax: 919-715-4645  
[adam.sholar@dhhs.nc.gov](mailto:adam.sholar@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Goodman, Jesse](#); [Sholar, Adam](#)  
**Cc:** [Pratt, Drexdal](#); [Pfeiffer, Nadine](#)  
**Subject:** RE:  
**Date:** Thursday, May 07, 2015 11:43:00 AM  
**Attachments:** [RRC 10A NCAC 14E .0111 03202015.doc](#)  
[RRC 10A NCAC 14E .0306 03202015.doc](#)

---

I was out yesterday and unable to respond. Initially, there is no interest of committee members to meet. They wanted to determine the need for any changes as a result of new legislation. I will follow up to determine the need for the group to meet.

Adam:

Attached are the proposed drafts previously mentioned to address annual inspections and age of staff. These have not been shared with RRC. Please let me know if you need additional information. Thanks

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Goodman, Jesse  
**Sent:** Thursday, May 07, 2015 10:57 AM  
**To:** Sholar, Adam  
**Cc:** Conley, Azzie; Pratt, Drexdal; Pfeiffer, Nadine  
**Subject:** RE:

Adam,

The rules have not been sent to the RRC. Azzie is trying to get the workgroup together to discuss the 1400 comments submitted. According to GS 150B, the Dept. has until the end of Jan. to adopt the rules. Below are the links to the proposed rules addressing the requested subjects.

Jesse

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0111.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0111.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0304.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0304.pdf)



[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0306.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0306.pdf)

[http://www.ncdhhs.gov/dhsr/rules/2014/1118\\_14E\\_0310.pdf](http://www.ncdhhs.gov/dhsr/rules/2014/1118_14E_0310.pdf)

---

**From:** Sholar, Adam  
**Sent:** Thursday, May 07, 2015 10:37 AM  
**To:** Goodman, Jesse  
**Subject:** Fwd:

Jesse can you help me with this?

Sent from my iPhone

Begin forwarded message:

**From:** <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Date:** May 6, 2015 at 3:11:20 PM EDT  
**To:** Azzie Conley <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

Azzie,  
Can you send me the new proposed rules for abortion clinics on the under 18 working, the transfer agreements and the annual inspection mandate? When should they become effective? Thanks!  
Adam

Sent from my iPhone

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: hospital  
**Date:** Thursday, December 03, 2015 10:41:24 AM  
**Attachments:** [abortions 2009 to current.xlsx](#)  
[image001.png](#)

---

Here you go. Let me know if you have any questions.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 4:51 PM

**To:** Dickson, Tom E <tom.dickson@dhhs.nc.gov>

**Subject:** RE: hospital

Perfect. Thank you!

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 4:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

No problem. It looks like I can query a database going back all the way to 2009. What would you like?

**Tom Dickson, PhD**  
Data Analyst  
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office  
919-715-4413 fax  
[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive  
2714 Mail Service Center  
Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie  
**Sent:** Wednesday, December 02, 2015 3:16 PM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: hospital

My goof. How many years of data can you provide? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 10:27 AM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

Yes, the number of abortions can be pulled. Does it need to be something different then what I sent previously? I will forward that email along with the attachment that I sent in September.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 9:31 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** hospital

Help!

Are you able to pull a report that will provide the number of abortion procedures performed in hospitals?

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: hospital  
**Date:** Thursday, December 03, 2015 10:41:24 AM  
**Attachments:** [abortions 2009 to current.xlsx](#)  
[image001.png](#)

---

Here you go. Let me know if you have any questions.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 4:51 PM

**To:** Dickson, Tom E <tom.dickson@dhhs.nc.gov>

**Subject:** RE: hospital

Perfect. Thank you!

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 4:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

No problem. It looks like I can query a database going back all the way to 2009. What would you like?

**Tom Dickson, PhD**  
Data Analyst  
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office  
919-715-4413 fax  
[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive  
2714 Mail Service Center  
Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie  
**Sent:** Wednesday, December 02, 2015 3:16 PM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: hospital

My goof. How many years of data can you provide? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 10:27 AM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

Yes, the number of abortions can be pulled. Does it need to be something different then what I sent previously? I will forward that email along with the attachment that I sent in September.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 9:31 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** hospital

Help!

Are you able to pull a report that will provide the number of abortion procedures performed in hospitals?

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center  
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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, December 02, 2015 10:27:08 AM  
**Attachments:** [abortions2015.xlsx](#)  
[image001.png](#)

---

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,

Tom Dickson, PhD

N.C. Department of Health and Human Services

Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation

809 Ruggles Drive

Raleigh, N.C. 27603

Phone: 919-855-3881

Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:09 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**To:** [Christian, Patsy](#)  
**Subject:** Colson  
**Date:** Wednesday, December 02, 2015 10:19:28 AM  
**Attachments:** [image001.png](#)  
[image003.png](#)

---

It looks like June contacted me via email on Thursday, October 22 regarding following up with Ms. Colson.

Friday, October 23, 2015, Nadine and I met with Mr. Frock.

The week of October 26-30, 2015; I spent tremendous time working on abortion data ( Paul Hogle, Andy P and Dr. Williams) and the LRAs for hospital and ASCs.

I left a voice message October 30 for Ms. Colson prior to taking off. (I was scheduled off but worked Wednesday – Friday to complete the LRAs). I would have cleared my return calls prior to taking off Friday mid-morning. Worst case, I would have returned her call November 2<sup>nd</sup> prior to going on survey.

We surveyed Cherry November 3-4. I have no record of any returned call from Ms. Colson.

November 12, June and I spoke and she mentioned a call from Ms. Colson. I responded I had attempted to contact her and said I would follow up. I contacted her and she hung up.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:01:00 PM  
**Attachments:** [image004.png](#)  
[image002.png](#)

---

Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Dr. Randall Williams



**Sent:** Tuesday, November 24, 2015 2:25 PM

**To:** Conley, Azzie

**Subject:** FW: clinic inspections

Could you call me about this thanks Randall 919 413 7791

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services

North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax

[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive

2001 Mail Service Center

Raleigh, NC 27699-2001



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---

**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]

**Sent:** Tuesday, November 24, 2015 2:21 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>

**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam

Speaker Pro Tem

612 Legislative Office Building

300 N. Salisbury Street

Raleigh, NC 27603

Tel: 919-733-2962

Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--

Mr. Andy Perrigo

919-410-7861 (feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [Horton, Jeff](#)  
**Subject:** 2016\_AS APP -Ver 2  
**Date:** Tuesday, November 17, 2015 3:40:00 PM  
**Attachments:** [2016\\_AS APP -Ver 2.doc](#)

---

This is the LRA for 2016 ASCs. How are you!

**From:** [Conley, Azzie](#)  
**To:** [DHSR Webmaster](#)  
**Cc:** [yesdeborahmay@yahoo.com](mailto:yesdeborahmay@yahoo.com)  
**Subject:** RE: Information Request  
**Date:** Tuesday, November 17, 2015 11:11:00 AM  
**Attachments:** [image002.png](#)

---

Ms. Myers:

You are correct. A clinic closed at that location in 2013. A newly licensed clinic is operational under new ownership at the specified location. Please let me know if you need additional information. Thank you for your inquiry.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** DHSR Webmaster  
**Sent:** Monday, October 26, 2015 3:48 PM  
**To:** Conley, Azzie  
**Subject:** FW: Information Request

Azzie,

At your convenience, will you or your designee please respond to this inquiry and cc the DHSR Webmaster in your reply?

Thank you.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Deborah Myers [<mailto:yesdeborahmay@yahoo.com>]

**Sent:** Monday, October 26, 2015 3:37 PM

**To:** DHSR Webmaster

**Subject:** Information Request

Do you have a listing of the licensed abortion facilities in North Carolina?

I am wondering because there is a clinic that was closed by the state in 2013, but it is now reopened and offering abortions. The name of the clinic is 400-B Crutchfield Street, Durham, NC 27704. I called the clinic on October 15, and the gentleman who answered the phone (it sounded like he was the abortionist himself) said he could schedule me for an abortion the following Monday.

I couldn't find the clinic listed as a licensed health care facility on your site, though.

If you could send me a list of license abortion facilities, that would be great.

Thank you!

Deborah Myers

**From:** [Stanford, Jodi E](#)  
**To:** [Craddock, Amy D](#); [Conley, Azzie](#)  
**Cc:** [Dickson, Tom E](#); [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** RE: Hospital Only LRAs w/Nursing Home Supplements  
**Date:** Tuesday, November 17, 2015 10:32:22 AM  
**Attachments:** [Hospital w\\_NHLsupp 2016 LRAs Merge.pdf](#)  
[image001.png](#)

---

Thanks,

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Craddock, Amy D  
**Sent:** Monday, November 16, 2015 3:33 PM  
**To:** Stanford, Jodi E; Conley, Azzie  
**Cc:** Dickson, Tom E; Mclamb, Sandra; Cogswell, Betty  
**Subject:** RE: Hospital Only LRAs

I only noticed a couple of things – both are on page 5.

On page 5 (both the 'plain' LRA and the LRA + Nursing Home):

B. General Information

Items a and b should refer to "a-q" on page 6 (Geez... I thought we had found and fixed all of these page references. Sigh.)

## C. Designation and Accreditation

Just above item 1, there is a stray horizontal line above the space for "No." (I only mention this because there are other things to fix in the document- It's so minor that I wouldn't have mentioned it if it had been the only thing I saw.)

### Amy Craddock, PhD

Planner

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3865 office

919-715-4413 fax

[Amy.Craddock@dhhs.nc.gov](mailto:Amy.Craddock@dhhs.nc.gov)

809 Ruggles Drive

2701 Mail Service Center

Raleigh, NC 27699-2704



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**From:** Stanford, Jodi E

**Sent:** Monday, November 16, 2015 12:17 PM

**To:** Conley, Azzie; Craddock, Amy D

**Cc:** Dickson, Tom E; McClamb, Sandra; Cogswell, Betty

**Subject:** Hospital Only LRAs

I have pulled the Hospital data, merged the data and saved as a pdf. Please take one final look and if all is good I will plan to print this hopefully this week.

I will email the Hospital with Nursing Home supplement separate.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Craddock, Amy D](#); [Dickson, Tom E](#); [Mclamb, Sandra](#)  
**Subject:** ASC LRA  
**Date:** Friday, October 30, 2015 7:22:45 AM  
**Attachments:** [2016 AS APP -Ver 6.doc](#)

---

I have removed the Bad Debt from the Annual Financial Assistance at Cost Column.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#); [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA  
**Date:** Thursday, October 29, 2015 4:36:07 PM  
**Attachments:** [2016\\_Hospital\\_app\\_hldata\\_Ver 2 AC.doc](#)

---

Paige, Tom, and I have reviewed the LRA and made some edits. I've highlighted them in yellow on the document. I changed the update date from 8/2015 to 10/2015 in the footer. If that's not right, change it to whatever it should be. Unless we all three have missed something, everything is now correct.

Azzie, I deleted the "Bad Debt Expense" notation in the second column of the table on page 2 ("Annual Financial Assistance at Cost"). Based on our conversation this afternoon, that's what I understood was correct.

Please let me know if you have questions. I won't be in tomorrow, but I'll check my email.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Subject:** 2016\_AS APP -Ver 5  
**Date:** Thursday, October 29, 2015 2:04:00 PM  
**Attachments:** [2016\\_AS APP -Ver 5.doc](#)

---

I am seeing different version. The annual assistance column should not include bad debt.

**From:** [Stanford, Jodi E](#)  
**To:** [Craddock, Amy D](#); [Conley, Azzie](#)  
**Cc:** [Dickson, Tom E](#)  
**Subject:** RE: ASC LRA  
**Date:** Thursday, October 29, 2015 10:17:48 AM  
**Attachments:** [2016 AS APP -Ver 5.doc](#)

---

I've have completed the changes listed under my name. Azzie let me know if you want to make any changes listed under your name.

Not having page breaks does not cause a problem with the mail merge. The data we pull from MFF pulls in the old version still and it tends to merge better if the LRA and data pulls are in the same version.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Craddock, Amy D  
**Sent:** Thursday, October 29, 2015 9:16 AM  
**To:** Stanford, Jodi E; Conley, Azzie  
**Cc:** Dickson, Tom E  
**Subject:** RE: ASC LRA

Here are my comments/edits.

**Azzie – a couple of things I didn't notice before...**

1. Page 2, section 3). The second column has the heading "Annual Financial Assistance at Cost Bad Debt Expense." This sounded strange, so I looked up this IRS form. I don't think the words *Bad Debt Expense* should be there. On Form 990, Schedule H, 7a says "Financial Assistance at cost" and column (c) says "Total community benefit expense."
2. Page 8, section B. Did you decide not to delete the reference to "Additional GI Endoscopy Rooms pending development pursuant to SB 714?"

**Jodi –**

1. Page 4, section 3. I lined up the Yes/No answer spaces. (it's in red)
2. Page 8, section C. I added a return to create more answer space above "Total Procedure Rooms."
3. Page 9, Non-Surgical cases. Reference to page 5 should be page 8. (change is in red)

I gotta ask. Is there a reason that hard page breaks are rarely used? It seems to me that not using them could cause problems with the mail/merge. Just curious – I don't do mail/merge often. Also, I noticed that you always save these files as .doc (Word 97-2003) and not .docx (Word document). Is there a reason? I saved the above file this way, but my habit is to do the opposite. I assume that you need it as a .doc file rather than a .docx. True?

Thanks – let me know if you have questions.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Stanford, Jodi E  
**Sent:** Thursday, October 29, 2015 7:34 AM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E  
**Subject:** RE: ASC LRA

Please see the attached document with all the updates. Please let me know if anything needs to be changed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 12:34 PM  
**To:** Craddock, Amy D; Stanford, Jodi E  
**Cc:** Dickson, Tom E  
**Subject:** RE: ASC LRA

I made one final, final, final, change to page 6.

If Amy is ok with the change, we are ready to print!!!!!!!!!!!!!!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Craddock, Amy D  
**Sent:** Wednesday, October 28, 2015 12:27 PM  
**To:** Conley, Azzie; Stanford, Jodi E  
**Cc:** Dickson, Tom E  
**Subject:** RE: ASC LRA

Here are my edits. I've put the new page numbers in red, in case you need to see them.

I also made changes on page 6. The "Surgical Operating Rooms:...." Section A was separated from Section B by the "20 most common..." table. This can't happen. Section B must immediately follow Section A. The way I fixed it does not require changing any page number references.

Let me know if you have questions. Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 11:47 AM  
**To:** Craddock, Amy D

**Subject:** FW: ASC LRA

Amy

Please see request below. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E

**Sent:** Wednesday, October 28, 2015 10:13 AM

**To:** Conley, Azzie

**Cc:** Mclamb, Sandra

**Subject:** RE: ASC LRA

Azzie,

When we were merging the ASC LRA data we notice some page numbers are not matching the charts they should be. Will you take a look and let us know what needs to be changed?

I highlighted the page numbers in Yellow.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie

**Sent:** Tuesday, October 27, 2015 4:34 PM

**To:** Stanford, Jodi E

**Cc:** Mclamb, Sandra

**Subject:** RE: ASC LRA

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E  
**Sent:** Tuesday, October 27, 2015 1:50 PM  
**To:** Conley, Azzie  
**Cc:** Mclamb, Sandra  
**Subject:** RE: ASC LRA

Here's a blank copy.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 27, 2015 1:41 PM  
**To:** Stanford, Jodi E  
**Cc:** Mclamb, Sandra  
**Subject:** RE: ASC LRA

Perfect.

They are ready to print. Can I please get a generic ASC copy? I will email to folk? Thank you!.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section



Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E  
**Sent:** Tuesday, October 27, 2015 1:38 PM  
**To:** Conley, Azzie  
**Cc:** Mclamb, Sandra  
**Subject:** ASC LRA

Attached is the updated copy of the ASC LRA. I changed my mind after seeing it and the contact would look better at the top of the page.

Let me know what you think.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#)  
**Subject:** RE: 2016\_Hospital app blank  
**Date:** Thursday, October 29, 2015 8:16:46 AM  
**Attachments:** [2016\\_Hospital app \[hldata\] Ver 2 .doc](#)

---

Here's the updated copy of the Hospital app. Please let me know if any changes are needed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 1:15 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016\_Hospital app blank

Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AS APP -Ver 3 10282015  
**Date:** Wednesday, October 28, 2015 2:47:41 PM  
**Attachments:** [2016\\_AS APP -Ver 3 10282015.docx](#)

---

Please delete and use this version. We have to retain the signature on the last page. The signatures reference two distinct items. Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AS APP -Ver 3 10282015  
**Date:** Wednesday, October 28, 2015 2:13:23 PM  
**Attachments:** [2016\\_AS APP -Ver 3 10282015.docx](#)

---

Please delete and use this version. We have to retain the signature on the last page. The signatures reference two distinct items. Thank you.

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Sawyer, Amy D](#)  
**Subject:** 2016\_AS APP -Ver 3 10282015  
**Date:** Wednesday, October 28, 2015 12:55:00 PM  
**Attachments:** [2016\\_AS APP -Ver 3 10282015.docx](#)

---

Please see change on page 14. Once we added page two, this created a duplication. The application is ready to print. Thank you

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Subject:** RE: Doctor's appointment  
**Date:** Thursday, October 22, 2015 2:05:00 PM

---

Ok. Yes.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stancil, Gaye S  
**Sent:** Thursday, October 22, 2015 1:16 PM  
**To:** Conley, Azzie  
**Subject:** Doctor's appointment

Azzie, I am in a lot of pain and I have made a doctor's appointment this afternoon; therefore, I will be leaving shortly.

Are you aware that Erin is coming to meet with Linda and I at 3:15 p.m. re: Abortion Clinic; however, I will try to return to work early tomorrow morning?

Regards,

Gaye Stancil  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pfeiffer, Nadine](#); [Mclamb, Sandra](#)  
**Subject:** RE: Ambulatory Surgical Facility LRA  
**Date:** Tuesday, October 20, 2015 7:39:53 AM  
**Attachments:** [2016 AS APP -Ver 2.doc](#)

---

Azzie,

I've added page 2 with the table. Question since we added page 2 will we need to remove page 14 or just remove the line on the Charity information since it's on page 2 now.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 19, 2015 3:46 PM  
**To:** Stanford, Jodi E  
**Cc:** Pfeiffer, Nadine  
**Subject:** RE: Ambulatory Surgical Facility LRA

Jodi:

Note changes for the ASC application.

See new page two  
No change to page 6

Will you please add a table to capture this information?

This should be the final changes for the ASC application. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Stanford, Jodi E  
**Sent:** Wednesday, September 02, 2015 12:24 PM  
**To:** Conley, Azzie  
**Subject:** Ambulatory Surgical Facility LRA

Here are the changes we talked about in the meeting on August 18<sup>th</sup>. Please let me know if you need any more changes made to this.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Thank you for the call  
**Date:** Wednesday, October 07, 2015 1:54:05 PM  
**Attachments:** [asc workload 01012013 through 12312013.pdf](#)  
[abc 670summary survey july 1 2013 through june 30 2014.pdf](#)  
[Carolina Birth Center-Elm St. High Point.pdf](#)

---

Azzie, I talked with Andy today and he wanted an update on monitoring as was done in 2013. He sent over previous information and would it be possible to send him same updated info for 2014. Thank you. He and I have discussed the information Representative Stam requested, which is a public record, and that I took over yesterday concerning data provided to Health Statistics and your office. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Andy Perrigo (Sen. Warren Daniel) [mailto:[Daniella@ncleg.net](mailto:Daniella@ncleg.net)]  
**Sent:** Wednesday, October 07, 2015 1:37 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** Thank you for the call

Dr. Williams,

Thank you so much for the call today. Attached is a couple of examples of the reports that were given me last year.

One other question that is reporting related that I had was if ASF's that do primarily abortions will be considered in the same manner as the independent abortion clinics. The only such surgical facility that I know of is the Carolina Birth Center. The types of procedures that it reported in 2014 could put it on the 'abortion clinic' list. The reason I ask is that Femcare, Inc was a registered ASF that was inspected with the abortion clinics.

Thank you, Dr. Williams, for your time today,

Andy Perrigo  
Legislative Assistant  
Office of Senator Warren T. Daniel  
[daniella@ncleg.net](mailto:daniella@ncleg.net)  
Office: (919) 715-7823

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** Re: 2016\_AB APP  
**Date:** Friday, October 02, 2015 9:45:32 PM

---

Sorry. There has been another change to the Women's Right to Know and I may have one final change. I was in the filed today and will follow up with DPH on Monday. Thank you!

ASC and hospital, we have to change the transparency pages and the abortion data page. I cote no changes for 2017 LRAs. Sorry.

---

**From:** Stanford, Jodi E  
**Sent:** Friday, October 2, 2015 9:59:11 AM  
**To:** Conley, Azzie  
**Cc:** Mclamb, Sandra; Cogswell, Betty  
**Subject:** RE: 2016\_AB APP

I've completed the change on page 3 and attaching a copy for your review. Did you want to move the NPI on this form?

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:28 PM  
**To:** Stanford, Jodi E  
**Cc:** Conley, Azzie  
**Subject:** 2016\_AB APP

Please see change on page 3. Thank you

---

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Re: VIOLATIONS - Woma"s Right to Know  
**Date:** Thursday, October 01, 2015 10:28:56 PM

---

These would be violations of the act. I need to see if the first facility is a physician based practice or under a hospital. During investigations last year, APWC was in compliance with the act.

---

**From:** Pratt, Drexdal  
**Sent:** Thursday, October 1, 2015 5:28:03 PM  
**To:** Conley, Azzie  
**Cc:** Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Azzie

Please take a look at this. Let me know if we need to investigate. Thanks

---

**From:** Dr. Randall Williams  
**Sent:** Thursday, October 01, 2015 5:10 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; Kulinski, Kelly <kelly.kulinski@dhhs.nc.gov>; Glasgow, Patricia <Patricia.Glasgow@dhhs.nc.gov>  
**Cc:** Pratt, Drexdal <drexdal.pratt@dhhs.nc.gov>  
**Subject:** RE: VIOLATIONS - Woma's Right to Know

Drexdal, please let me know if we need to be involved but sounds regulatory. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Sholar, Adam  
**Sent:** Thursday, October 01, 2015 4:41 PM  
**To:** Kulinski, Kelly <[kelly.kulinski@dhhs.nc.gov](mailto:kelly.kulinski@dhhs.nc.gov)>; Glasgow, Patricia <[Patricia.Glasgow@dhhs.nc.gov](mailto:Patricia.Glasgow@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Kelly and Patricia,  
Please handle as usual.

Randall and Drexdal - FYI

---

**From:** Robb Jansen (Sen. Joyce Krawiec) [<mailto:krawiecla@ncleg.net>]  
**Sent:** Thursday, October 01, 2015 2:37 PM  
**To:** Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Adam,

Senator Krawiec received the email below which has her concerned about DHHS oversight of abortion clinics. She asked me to forward it to you to see if there is anything DHHS can do to help the situation. All the concerns are outlined in the email below. We appreciate any help you can provide.

Best regards,

Robb

-----  
**Robb Jansen**  
Legislative Assistant  
North Carolina Senate  
Office of Sen. Joyce Krawiec  
(919) 733-7850 | [krawiecla@ncleg.net](mailto:krawiecla@ncleg.net)

Begin forwarded message:

**From:** [REDACTED]  
**Date:** September 25, 2015 at 3:36:51 PM EDT  
**To:** [REDACTED]  
[REDACTED] **VIOLATIONS - Woma's Right to Know**

Hi, Senator Krawiec -

Recently, I called two abortion clinics in Charlotte and I want to alert you of the Woman's Right to Know Act violations I discovered.

At Carolina Center for Women, "Wendover":

1.) The name of the doctor isn't given until the day of the appointment. This leaves the woman no time to research her doctor. We know they will not tell her if he has local hospital privileges or of his insurance malpractice status.

2.) "Counseling" is done on the SAME day as the abortion. I was told the counseling is just a RECORDING. If a woman has questions, how is she supposed to ask a recording?! I was assured there would not be a nurse to call me back and no one there to talk me out of it which leads me to believe other options are not discussed.

3.) With everything being on the same day, do you really believe they follow the four-hour waiting period between the ultrasound and the abortion. NO. We know ultrasounds are only given to size the baby. The bigger the baby, the more money they make. The woman never sees it.

At A Preferred Women's Health Center, "Latrobe":

Again, the name of the doctor isn't given until the day of the appointment - violating the 24-hour waiting period.

These two clinics admitted to everything being done on the same day. An admission to that is an admission to breaking the law.

It is my understanding that the only thing that can be done is a woman or man can sue AFTER the fact. Which is ridiculous. And this law is weak. What good is a law without repercussions?

If I have misunderstood the Woman's Right to Know Act, please correct me. And please let me know of any changes beginning October 1 - other than the 72-hour waiting period.

With the above violations and health citations, these clinics need to be shut down permanently. I trust I have your attention on this matter and I look forward to hearing from you soon to discuss what can be done and what changes will be made.

Thank you,

■■■■■■ ■■■■■■

Cabarrus county

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**From:** [Pratt, Drexdal](#)  
**To:** [Milliken, Emery](#)  
**Subject:** Re: Constituent Question  
**Date:** Thursday, October 01, 2015 2:39:16 PM

---

Have them contact our complaint line or call Azzie Conley, Chief of our Acute Care Section. Her number is 919-855-4646.

Sent from my iPhone

On Oct 1, 2015, at 2:14 PM, Milliken, Emery <[emery.milliken@dhhs.nc.gov](mailto:emery.milliken@dhhs.nc.gov)> wrote:

[REDACTED]

*Emery E. Milliken*  
*General Counsel*  
*North Carolina Department of Health and Human Services*  
*2001 Mail Service Center; Raleigh, NC 27699-2001*  
*Phone: (919) 855-4800 Fax: (919) 715-4645*

---

**From:** Walker, Steven  
**Sent:** Thursday, October 01, 2015 1:46 PM  
**To:** Milliken, Emery <[emery.milliken@dhhs.nc.gov](mailto:emery.milliken@dhhs.nc.gov)>  
**Subject:** Constituent Question

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

--

Steven Walker  
General Counsel & Policy Director  
Office of the Lieutenant Governor  
[steven.walker@nc.gov](mailto:steven.walker@nc.gov)  
919-508-0107

---

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**From:** [Edgerton, Laurie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic  
**Date:** Friday, September 25, 2015 10:31:41 AM

---

Thank you so much!  
Have a great weekend,  
Laurie

---

**From:** Conley, Azzie  
**Sent:** Friday, September 25, 2015 10:14 AM  
**To:** Edgerton, Laurie  
**Cc:** Jones-vessey, Kathleen  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic

Hi Llaurie

The numbers were reported in the 2015 LRA and signed off by Kelly Martin. Please refer the clinic to their renewal application.

Azzie Y Conley, RN  
N C Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Edgerton, Laurie  
**Sent:** Monday, September 21, 2015 2:11 PM  
**To:** Conley, Azzie  
**Cc:** Deporter, Cindy  
**Subject:** A question from: A Woman's Choice Raleigh Clinic

Hello Ms. Conley,  
I hope you are having a lovely day! I have 2 quick questions from A Woman's Choice Raleigh; I hope you can help. As you know, the staff at A Woman's Choice Raleigh (AWCR) are taking the abortion reporting discrepancy very seriously, and they are checking on this. Gloria at AWCR added their numbers from Oct 1, 2013 to Sept 30, 2014 she came up with 3471 total abortions. She would like to know who reported the 3960 number to DHSR, and/or what DHSR process produced that total? Can you help with these questions? Please let us know.

Facility Name	SCHS		DHSR		DHSR
	Total	Difference	Surgical	Medical	Total
A Woman's Choice of Raleigh					

Thank You Very Much!  
Laurie L. Edgerton  
N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Conley, Azzie](#)  
**To:** [Azzie-Home](#)  
**Subject:** Fw: A Woman's Choice Greensboro  
**Date:** Thursday, September 24, 2015 11:22:14 AM  
**Attachments:** [ab clinic in greensboro august 2015.pdf](#)

---

---

**From:** Ethridge, Lynn  
**Sent:** Thursday, September 24, 2015 10:43:38 AM  
**To:** Conley, Azzie  
**Subject:** A Woman's Choice Greensboro

Here is the 2567 for A Woman's Choice in Greensboro. Thank you.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

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**From:** [Johnson, Linda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Hospital LRA  
**Date:** Friday, September 18, 2015 2:30:17 PM  
**Attachments:** [2015 apphl hldata - Copy.doc](#)

---

FYI

---

**From:** Stanford, Jodi E  
**Sent:** Friday, October 24, 2014 12:03 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>; Mclamb, Sandra <[sandra.mclamb@dhhs.nc.gov](mailto:sandra.mclamb@dhhs.nc.gov)>  
**Subject:** Hospital LRA

Azzie,

Here's the updated Hospital LRA. Please let me know if anything needs to be changed.

Thanks, Jodi

- Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-715-4413  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www.ncdhhs.gov.dhsr](http://www.ncdhhs.gov.dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, September 16, 2015 1:20:05 PM

---

Hi Belinda,

Below are the DHSR figures for other (non-hospital) facilities performing abortions (time period: Oct 1, 2013 - Sept 30, 2014) :

Facility Name	DHSR Surgical	DHSR Medical	DHSR Total
PPCNC Fayetteville (Fayetteville Health Center)			
Hallmark Women's Clinic (Fayetteville)			
Planned Parenthood of Winston-Salem			
Piedmont Carolina Medical Clinic (Greensboro)			
Carolina Women's Clinic CCFW (Charlotte)			
Family Reproductive Health (Charlotte)			
A Preferred Woman's Health Center (Charlotte)			
Planned Parenthood of Wilmington			
Crist Clinic for Women (Jacksonville)			
Eastowne OB/GYN (Chapel Hill)			
Planned Parenthood of Central NC (Chapel Hill)			
A Woman's Choice of Raleigh			
Women's Health Alliance			
A Preferred Woman's Health Center (Raleigh)			
<b>TOTAL</b>	<b>18,851</b>	<b>9,503</b>	<b>28,354</b>
<b>SCHS Addition:</b>			<b>Total</b>
Carolina Woman Care amb surg center			

Again, I've cc'd Azzie in case you should have any questions about this information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#); [Jones-vessey, Kathleen](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 1:18:40 PM

---

Great....just sent you a meeting invite.

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 16, 2015 1:16 PM  
**To:** Pettiford, Belinda; Jones-vessey, Kathleen  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Friday should be good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Pettiford, Belinda  
**Sent:** Wednesday, September 16, 2015 12:45 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Thanks Kathleen!

Azzie – do you have time for us to connect briefly on Friday?

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services

Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 16, 2015 12:38 PM  
**To:** Pettiford, Belinda  
**Cc:** Conley, Azzie  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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error, please notify the sender immediately and delete all records of this email.

**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Wednesday, September 09, 2015 12:54:53 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

Azzie,

This is the updated document.

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**From:** [Conley, Azzie](#)  
**To:** [Williams, Paul D.](#)  
**Subject:** 2015 Hospital Abortions Totals LRAs.xls  
**Date:** Wednesday, September 09, 2015 11:40:00 AM  
**Attachments:** [2015 Hospital Abortions Totals LRAs.xls](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Subject:** RE: Abortion LRA - updated  
**Date:** Wednesday, September 02, 2015 2:17:00 PM

---

This is perfect. I meant to ask you for an application for a meeting today at 2. The meeting was changed to 9/8. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E  
**Sent:** Wednesday, September 02, 2015 1:33 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Abortion LRA - updated

Please let me know if anything needs changed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 2:06:00 PM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

FYI:

I talked with Kathleen this morning. I will insert another reminder on the 2016 LRA regarding reporting this data. Plans are to meet with Dr. Williams on 9/8.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 02, 2015 9:23 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Abortion reporting SCHS info

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

—  
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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Bennett, Paige](#); [Brown, Elizabeth](#); [Dickson, Tom E](#); [Carraway, Shelley](#); [Yakaboski, Greg](#); [Conley, Azzie](#); [Mclamb, Sandra](#)  
**Subject:** Edits to Hospital LRA  
**Date:** Thursday, August 20, 2015 3:42:35 PM  
**Attachments:** [2016 Hospital LRA-Amy Changes.docx](#)

---

Here is a Word file containing my changes to the LRA that we discussed at the meeting. Paige will have other changes to send you.

I'll also come down and bring you a hard copy. A few changes are only on the hardcopy version. Please let me know if something doesn't make sense.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 9:14:00 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

FYI.

Our numbers have been validated.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, August 13, 2015 8:54 AM  
**To:** Wooten, Maribeth T <Maribeth.Wooten@dhhs.nc.gov>; Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>; Howell, Eleanor <eleanor.howell@dhhs.nc.gov>; Avery, Matt <matt.avery@dhhs.nc.gov>  
**Subject:** DHSR Abortion Totals Comparisons with SCHS

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding



maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 2014 Abortions Totals.08.13.2015.xls  
**Date:** Thursday, August 13, 2015 8:18:29 AM  
**Attachments:** [2014 Abortions Totals.08.13.2015.xls](#)  
**Importance:** High

---

Azzie,

FYI...please see the attachment.

Paul

---

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** FW:  
**Date:** Wednesday, August 12, 2015 3:10:00 PM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 11, 2015 2:41 PM  
**To:** McKillip, Matthew <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>; Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** RE:

2013: our LRA totals 29,536 for combined medical and surgical procedures  
2015: LRAs report 28,354 for combined medical and surgical procedures.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew  
**Sent:** Tuesday, August 11, 2015 1:54 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE:

I think it's worth doing a deeper dive on these two data sources (Randall's 2013 and the licensure renewal route) to make sure we are talking apples to apples.

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
101 Blair Drive, Raleigh, NC 27699-2001  
Phone: 919-855-4815  
Fax: 919-715-4645  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Dr. Randall Williams  
**Sent:** Tuesday, August 11, 2015 12:45 PM  
**To:** Conley, Azzie; McKillip, Matthew  
**Subject:** RE:

Thank you and that is a big increase from 2013 data. This trend is concerning. Randall

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 11, 2015 8:59 AM  
**To:** McKillip, Matthew  
**Cc:** Dr. Randall Williams  
**Subject:** RE:

I did not give Dr. Williams total abortion procedures. I provided total of 16 licensed clinics. 5 are under PPH. One opened in 2015.

Based on the 2015 licensure renewal applications, the combined total of medical and surgical procedures was 28,354. PPH reported 6161 for their facilities.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew

**Sent:** Tuesday, August 11, 2015 8:46 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Subject:**

Azzie, can you share the total abortions provided by clinic based on your recent count with Dr. Williams and the time frame? He had a different figure from a couple years back.

Best,  
Matt

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
[101 Blair Drive, Raleigh, NC 27699-2001](https://www.ncdhhs.gov/101-Blair-Drive-Raleigh-NC-27699-2001)  
Phone: [919-855-4815](tel:919-855-4815)  
Fax: [919-715-4645](tel:919-715-4645)  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx  
**Date:** Wednesday, August 12, 2015 2:39:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Attached are examples of discrepancies among the data. Apparently, our numbers are much higher than reported to health statistics. Kathleen and I will probably talk later.

**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion licensure statistics  
**Date:** Wednesday, August 12, 2015 11:41:03 AM  
**Attachments:** [DHSR Abortion Totals Comparisons.xlsx](#)  
[DHSR Abortion Totals Comparison Oct 1 2012 to Sept 30 2013..html](#)

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Hi Azzie,

From what I can tell, it does not appear that the reporting period differences explain the discrepancies in abortion reporting. See our SCHS abortion reports attached.

A few things to keep in mind about the attached reports:

- The 10/1/2013 – 9/30/2014 report in Excel is still provisional, but should be quite close to final (we keep track of the # of records as they come in, before we submit the forms to our data entry contractor). For this time period, I could not analyze the data by procedure type as the 2014 data file has not been completed yet.
- The 10/1/2012 – 09/30/2013 report is based on final data reported during 2012 & 2013. So these figures are

If you could run these form your data as well, then I'd be happy to compare the figures for us by facility to see if there are any outliers.

Feel free to give me a call & we can discuss this further. I believe that Don Akin, on my staff, discussed this same issue with you last year. Unfortunately, Don passed away suddenly about a week ago, so either Matt Avery (head of my Vital Statistics group) or myself will take the lead on this from now on.

Thanks,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:32 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion licensure statistics

Part of the concern may be related to the reporting period.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 8:12 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** DHSR Abortion licensure statistics  
**Importance:** High

Hi Azzie,

I believe that we met awhile back regarding Hospital Neonatal Levels of Care. Today I have a quick question for you regarding abortion facility reporting. Per NC statute, the State Center for Health Statistics (SCHS) receives abortion reporting forms from all facilities performing abortions in the state (<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H465v6.pdf>). In 2013, we received a total of 22,820 abortion forms from facilities in the state. I spoke with Randall Williams this morning & he noted DHSR receives similar reports for licensure and that your totals are significantly higher (e.g. 29,536).

To help reconcile this discrepancy, as soon as possible, could you please send me a report showing abortion frequencies by facility for 2013-2014? This information will help SCHS determine which facility/facilities are having abortion reporting problems. We can then use this information as leverage to help ensure that SCHS receives accurate reports from facilities now & in the future.

If you'd like to discuss this further, I should be at my desk this morning until noon – please feel free to give me a call.

Thanks so much for your prompt attention to this.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street



Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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**From:** [Conley, Azzie](#)  
**To:** [Azzie-Home](#)  
**Subject:** Fw: ABC Public Comments final.xlsx  
**Date:** Thursday, July 16, 2015 7:47:26 AM  
**Attachments:** [ABC Public Comments final.xlsx](#)

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**From:** Conley, Azzie  
**Sent:** Monday, March 23, 2015 2:35:12 PM  
**To:** Conley, Azzie  
**Cc:** Conley, Azzie  
**Subject:** ABC Public Comments final.xlsx

Good afternoon:

I have attached comments received on the proposed draft abortion clinic rules. Please review and forward me your comments. I am proposing a time to meet and discuss the week of April 13, 2015 or April 20, 2015. Please let me know your preferred week. Thank you for your feedback!

**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** Re: Abortion questions  
**Date:** Thursday, July 16, 2015 7:37:03 AM

---

We talked. He called me at 7:13AM.

---

**From:** Christian, Patsy  
**Sent:** Wednesday, July 15, 2015 4:42:58 PM  
**To:** Conley, Azzie  
**Subject:** RE: Abortion questions

[Thanks Azzie](#)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, July 15, 2015 1:47 PM  
**To:** Christian, Patsy  
**Subject:** Re: Abortion questions

I just left a voice message.

---

**From:** Christian, Patsy  
**Sent:** Wednesday, July 15, 2015 10:27:46 AM  
**To:** Conley, Azzie  
**Subject:** Abortion questions

Hi Azzie—hope that you are having a great week off. Dr. Randall Williams, Deputy Secretary for Health Services asked Drexal if you would give him a call re: some questions he has about abortion clinics. He works with the Secretary and has been advising her on the abortion rules, issues, etc. I called him to let him know that you are on vacation and he said it would be ok to talk with you early next week. I know that you are going to be busy when you get back but please give him a call when you can. His cell is [REDACTED]. Let me know when you do.

HAPPY EARLY BIRTHDAY!!!!

---

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**From:** [Conley, Azzie](#)  
**To:** [Nasso, Maggie](#)  
**Cc:** [Cogswell, Betty](#); [Lewis, Steven](#)  
**Subject:** RE: ABC  
**Date:** Wednesday, June 24, 2015 9:33:00 AM

---

Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Nasso, Maggie  
**Sent:** Wednesday, June 24, 2015 8:37 AM  
**To:** Conley, Azzie  
**Cc:** Cogswell, Betty; Lewis, Steven  
**Subject:** Re: ABC

Hi Azzie. Yes, you are correct. Also remember to change the ownership and other information in the core. You select the 'previous' type to mark the older ownership and create new ownership as 'current'.

Did this answer your questions?

Sincerely,

*Maggie Nasso*

-----  
N.C. Department of Health and Human Services, Office of the DHHS CIO  
Business Application Specialist & Project Lead, HSWAM, DHHS IT Application  
Management  
695 Palmer Drive Raleigh, NC 27603  
(Office) 919-855-3126  
(Fax) 919-733-8871  
[maggie.nasso@dhhs.nc.gov](mailto:maggie.nasso@dhhs.nc.gov)

---

**From:** Conley, Azzie

**Sent:** Tuesday, June 23, 2015 11:14 AM

**To:** Nasso, Maggie

**Cc:** Cogswell, Betty; Lewis, Steven

**Subject:** ABC

110748 was previously assigned to an abortion clinic. It closed and a new place operated. Can we assign a new abortion clinic license to this FID?

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#)  
**Subject:** FW: 2015 Abortions Totals LRAs.xls  
**Date:** Wednesday, May 13, 2015 10:52:00 AM  
**Attachments:** [2015 Abortions Totals LRAs.xls](#)

---

This is rough data.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, May 13, 2015 10:43 AM  
**To:** Goodman, Jesse  
**Subject:** 2015 Abortions Totals LRAs.xls

This is still considered a draft. I may have overlooked a few applications.

**From:** [James Winslow](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: template document.  
**Date:** Thursday, April 16, 2015 1:53:16 PM  
**Attachments:** [possible changes for physician requirements.docx](#)

---

Here you go. There are some basic changes. Some of my terminology might be off. I have also added some comments regarding some terms I used and possible issues with my suggestions. I left number 12 involving performance improvement. It could cause issues if we are requiring involvement in a performance improvement process; although, it could be a good thing.

Let me know if you need anything else!

Tripp

Cell [REDACTED]

---

**From:** Conley, Azzie [mailto:[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)]  
**Sent:** Thursday, April 16, 2015 1:47 PM  
**To:** James Winslow  
**Subject:** RE: template document.

Please adjust. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** James Winslow [mailto:[jwinslow@wakehealth.edu](mailto:jwinslow@wakehealth.edu)]  
**Sent:** Thursday, April 16, 2015 12:30 PM  
**To:** Conley, Azzie  
**Subject:** template document.

Azzie,

Here is the NCEP document. I can quickly make changes to so it will address the issue you were referring to if you would like. I did not want to send such a document out unless you wanted it. I could get you an adjusted document very quickly.

Thanks,

Tripp



**From:** [Conley, Azzie](#)  
**To:** [Wooten, Maribeth T](#); [McKillip, Matthew](#)  
**Cc:** [Sholar, Adam](#)  
**Subject:** RE: Induced abortion, miscarriage, fetal demise counts  
**Date:** Thursday, April 09, 2015 1:49:00 PM

---

No problem.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Wooten, Maribeth T  
**Sent:** Thursday, April 09, 2015 12:31 PM  
**To:** Conley, Azzie; McKillip, Matthew  
**Cc:** Sholar, Adam  
**Subject:** RE: Induced abortion, miscarriage, fetal demise counts

Good thing you could respond Azzie, b/c I have nothing to offer w/o seeking assistance from others.

Maribeth T. Wooten, MPH, PT  
Office of the State Health Director  
N.C. Department of Health and Human Services  
Division of Public Health  
5605 Six Forks Road  
Raleigh, NC 27609  
Office: 919-707-5051  
Fax: 919-870-4829  
[Maribeth.wooten@dhhs.nc.gov](mailto:Maribeth.wooten@dhhs.nc.gov)  
[www.publichealth.nc.gov](http://www.publichealth.nc.gov)

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---

**From:** Conley, Azzie  
**Sent:** Thursday, April 09, 2015 12:23 PM  
**To:** McKillip, Matthew; Wooten, Maribeth T  
**Cc:** Sholar, Adam  
**Subject:** RE: Induced abortion, miscarriage, fetal demise counts

Yes:

## Miscarriage

and demise: uncontrollable or unpreventable loss of pregnancy, eg., passing of fetus (or remnants of a fetus) to include products of conception. Demise: dead fetus has been assessed, (no signs of life) which should trigger a miscarriage. If no signs of a spontaneous miscarriage within ~ 24 -48 hours, the deceased body will warrant an abortion be performed to remove the fetus and all products of conception.

## Induced

Abortions: surgical or medical procedure performed for the identified risk or circumstance. Medical as opposed to surgical intervention would generally be based on the number of weeks.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** McKillip, Matthew  
**Sent:** Thursday, April 09, 2015 12:08 PM  
**To:** Wooten, Maribeth T; Conley, Azzie  
**Cc:** Sholar, Adam  
**Subject:** Fwd: Induced abortion, miscarriage, fetal demise counts

Please be very discrete in sharing this at this time. Do you have knowledge or understand and explain these categories?

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
[101 Blair Drive, Raleigh, NC 27699-2001](http://101%20Blair%20Drive%2C%20Raleigh%2C%20NC%2027699-2001)  
Phone: [919-855-4815](tel:919-855-4815)  
Fax: [919-715-4645](tel:919-715-4645)  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

Begin forwarded message:

**From:** "Willis, Andy" <[Andy.Willis@unchealth.unc.edu](mailto:Andy.Willis@unchealth.unc.edu)>  
**Date:** April 8, 2015 at 5:17:31 PM EDT  
**To:** "'McKillip, Matthew ([Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov))'"  
<[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>  
**Subject:** **FW: Induced abortion, miscarriage, fetal demise counts**

Matt:

Here is the information. Let me know if this helps.

We have not provided to the legislature, as they have not requested.

AW

Induced Abortions	Fetal indication - genetic
	Fetal indication – not genetic
	Ob indication/emergency
	Maternal Health
	Rape
	Social indications (also known as elective – i.e. the woman expresses her legal right to terminate her pregnancy if she chooses for personal reasons)
Miscarriage and demise	First trimester
	Second trimester

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:33 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** comments  
**Date:** Wednesday, March 04, 2015 3:35:39 PM  
**Attachments:** [ABC Public Comments.xlsx](#)

---

Here you go!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:33 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**To:** [Williams, Paul D.](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, September 09, 2015 10:27:31 AM

---

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**To:** rach  
**Subject:** FW: Rules for posting  
**Date:** Tuesday, September 29, 2015 4:03:41 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:36:44 PM

---

To help me get a better understanding of how the licensure reporting works, can you send me a copy of the form/s they fill out &/or the process they go through for this?

Thank you!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 12:45 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 12:14 PM

**To:** Jones-vessey, Kathleen

**Cc:** Conley, Azzie

**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:00:50 PM  
**Attachments:** [image001.png](#)  
[image004.png](#)  
[image003.png](#)

---

Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712

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---

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---

**From:** Dr. Randall Williams  
**Sent:** Tuesday, November 24, 2015 2:25 PM  
**To:** Conley, Azzie  
**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services  
North Carolina Department of Health and Human Services

919 855 4810 office  
919 715 4645 fax  
[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive  
2001 Mail Service Center  
Raleigh, NC 27699-2001



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---

**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]  
**Sent:** Tuesday, November 24, 2015 2:21 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>  
**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam  
Speaker Pro Tem  
612 Legislative Office Building  
300 N. Salisbury Street  
Raleigh, NC 27603  
Tel: 919-733-2962  
Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)



Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--

[REDACTED]

(feel free to text)

**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:10:34 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

This is what I resent on Tuesday. Apparently, he did not get the email on Monday.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:13:04 PM

---

**From:** Ethridge, Lynn  
**Sent:** Tuesday, September 22, 2015 6:09 PM  
**To:** Conley, Azzie  
**Subject:** Re: no objections~

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine

**Sent:** Monday, September 21, 2015 1:07:27 PM

**To:** Conley, Azzie

**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:10 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:49 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:23 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#); [Jones-vessey, Kathleen](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 1:18:40 PM

---

Great....just sent you a meeting invite.

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 16, 2015 1:16 PM  
**To:** Pettiford, Belinda; Jones-vessey, Kathleen  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Friday should be good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Wednesday, September 16, 2015 12:45 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Thanks Kathleen!

Azzie – do you have time for us to connect briefly on Friday?

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services

Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 16, 2015 12:38 PM  
**To:** Pettiford, Belinda  
**Cc:** Conley, Azzie  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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error, please notify the sender immediately and delete all records of this email.

**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: hospital  
**Date:** Thursday, December 03, 2015 10:41:24 AM  
**Attachments:** [abortions 2009 to current.xlsx](#)  
[image001.png](#)

---

Here you go. Let me know if you have any questions.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 4:51 PM

**To:** Dickson, Tom E <tom.dickson@dhhs.nc.gov>

**Subject:** RE: hospital

Perfect. Thank you!

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 4:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

No problem. It looks like I can query a database going back all the way to 2009. What would you like?

**Tom Dickson, PhD**  
Data Analyst  
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office  
919-715-4413 fax  
[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive  
2714 Mail Service Center  
Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie  
**Sent:** Wednesday, December 02, 2015 3:16 PM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: hospital

My goof. How many years of data can you provide? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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Raleigh, NC 27603

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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 10:27 AM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

Yes, the number of abortions can be pulled. Does it need to be something different than what I sent previously? I will forward that email along with the attachment that I sent in September.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 9:31 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** hospital

Help!

Are you able to pull a report that will provide the number of abortion procedures performed in hospitals?

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 8:20:14 AM

---

Yea, call each one of them. No, I will post the rules on the website once we get the final version from OAH. We just hang tight until then. Talk to you soon!

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: no objections~

Awesome. Do we need to do an interested parties notice? I am out till Thursday!

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** no objections~  
**Date:** Monday, September 21, 2015 1:07:29 PM

---

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 12:38:28 PM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, December 02, 2015 10:27:08 AM  
**Attachments:** [abortions2015.xlsx](#)  
[image001.png](#)

---

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,

Tom Dickson, PhD

N.C. Department of Health and Human Services

Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation

809 Ruggles Drive

Raleigh, N.C. 27603

Phone: 919-855-3881

Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
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[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:09 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 5:27:32 PM

---

Azzie thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Jones-vessey, Kathleen <kathleen.jones-vessey@dhhs.nc.gov>; Staley, Danny <Danny.Staley@dhhs.nc.gov>  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Wednesday, September 09, 2015 12:54:53 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

Azzie,

This is the updated document.

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 10:47:10 AM  
**Attachments:** [abortions2015.xlsx](#)

---

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,

Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
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[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 9:23:21 AM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Bennett, Paige](#); [Brown, Elizabeth](#); [Dickson, Tom E](#); [Carraway, Shelley](#); [Yakaboski, Greg](#); [Conley, Azzie](#); [Mclamb, Sandra](#)  
**Subject:** Edits to Hospital LRA  
**Date:** Thursday, August 20, 2015 3:42:35 PM  
**Attachments:** [2016 Hospital LRA-Amy Changes.docx](#)

---

Here is a Word file containing my changes to the LRA that we discussed at the meeting. Paige will have other changes to send you.

I'll also come down and bring you a hard copy. A few changes are only on the hardcopy version. Please let me know if something doesn't make sense.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:20:43 PM

---

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
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-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 12:45:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
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Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
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**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Wooten, Maribeth T](#); [Dr. Randall Williams](#)  
**Cc:** [Conley, Azzie](#); [Howell, Eleanor](#); [Avery, Matt](#)  
**Subject:** DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 8:54:15 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this e-mail in error, please notify the sender immediately and delete all records of this e-mail.

**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 2014 Abortions Totals.08.13.2015.xls  
**Date:** Thursday, August 13, 2015 8:18:29 AM  
**Attachments:** [2014 Abortions Totals.08.13.2015.xls](#)  
**Importance:** High

---

Azzie,

FYI...please see the attachment.

Paul

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion licensure statistics  
**Date:** Wednesday, August 12, 2015 11:41:03 AM  
**Attachments:** [DHSR Abortion Totals Comparisons.xlsx](#)  
[DHSR Abortion Totals Comparison Oct 1 2012 to Sept 30 2013..html](#)

---

Hi Azzie,

From what I can tell, it does not appear that the reporting period differences explain the discrepancies in abortion reporting. See our SCHS abortion reports attached.

A few things to keep in mind about the attached reports:

- The 10/1/2013 – 9/30/2014 report in Excel is still provisional, but should be quite close to final (we keep track of the # of records as they come in, before we submit the forms to our data entry contractor). For this time period, I could not analyze the data by procedure type as the 2014 data file has not been completed yet.
- The 10/1/2012 – 09/30/2013 report is based on final data reported during 2012 & 2013. So these figures are

If you could run these form your data as well, then I'd be happy to compare the figures for us by facility to see if there are any outliers.

Feel free to give me a call & we can discuss this further. I believe that Don Akin, on my staff, discussed this same issue with you last year. Unfortunately, Don passed away suddenly about a week ago, so either Matt Avery (head of my Vital Statistics group) or myself will take the lead on this from now on.

Thanks,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:32 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion licensure statistics

Part of the concern may be related to the reporting period.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 8:12 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** DHSR Abortion licensure statistics  
**Importance:** High

Hi Azzie,

I believe that we met awhile back regarding Hospital Neonatal Levels of Care. Today I have a quick question for you regarding abortion facility reporting. Per NC statute, the State Center for Health Statistics (SCHS) receives abortion reporting forms from all facilities performing abortions in the state (<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H465v6.pdf>). In 2013, we received a total of 22,820 abortion forms from facilities in the state. I spoke with Randall Williams this morning & he noted DHSR receives similar reports for licensure and that your totals are significantly higher (e.g. 29,536).

To help reconcile this discrepancy, as soon as possible, could you please send me a report showing abortion frequencies by facility for 2013-2014? This information will help SCHS determine which facility/facilities are having abortion reporting problems. We can then use this information as leverage to help ensure that SCHS receives accurate reports from facilities now & in the future.

If you'd like to discuss this further, I should be at my desk this morning until noon – please feel free to give me a call.

Thanks so much for your prompt attention to this.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** Proposed Abortion Rules  
**Date:** Thursday, July 16, 2015 9:29:41 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-1.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[Form0400PermRule 14E .0303.docx](#)  
[Form0400PermRule 14E .0304.docx](#)  
[Form0400PermRule 14E .0305.docx](#)  
[Form0400PermRule 14E .0306.docx](#)  
[Form0400PermRule 14E .0307.docx](#)  
[Form0400PermRule 14E .0308.docx](#)  
[Form0400PermRule 14E .0309.docx](#)  
[Form0400PermRule 14E .0310.docx](#)  
[Form0400PermRule 14E .0311.docx](#)  
[Form0400PermRule 14E .0313.docx](#)  
[Form0400PermRule 14E .0315.docx](#)

---

Dr. Williams,

Drexdal Pratt asked me to send you the proposed Abortion rules that we are intending to adopt and submit to the Rules Review Commission next week for their September 17<sup>th</sup> meeting. The proposed effective date of these rules is October 1, 2015. These rules were developed with a committee that consisted of certified abortion clinic representatives, physicians, professional licensing agencies, the public and DHSR staff. Following the public hearing and public comment period on these rules, we received 1400 comments on these rules. We have made some changes to the original text of the rules based on SL 2015-62 that addressed the negative comments, such as not allowing someone under 18 work in a clinic and requiring annual inspections of the clinics. If you would like to see a spreadsheet of the all the comments, I would be happy to send that to you.

If you have any questions or would like further information, please do not hesitate to contact me.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Notario, Melanie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:07:48 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)

---

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario

Manager of Regulatory Affairs

**SELECT MEDICAL: Improving Quality of Life**

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.  
**Sent:** Wednesday, November 18, 2015 10:46 AM  
**To:** Notario, Melanie  
**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]  
**Sent:** Tuesday, November 17, 2015 5:27 PM  
**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cummer; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone  
**Cc:** Help Desk  
**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike



Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "mvicario@ncha.org" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:43 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Lewis, Steven](#)  
**To:** [Ouimet, Cheryl](#); [Conley, Azzie](#); [Lamphere, Megan](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: updated slides for 2015 annual training  
**Date:** Monday, November 02, 2015 10:19:26 AM  
**Attachments:** [Annual Staff Training Presentation Construction changes for NOV 2015 meeting.ppt](#)

---

Construction changes to slide.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

**From:** Ouimet, Cheryl  
**Sent:** Thursday, October 22, 2015 8:29 AM  
**To:** Conley, Azzie; Lamphere, Megan; Lewis, Steven  
**Cc:** Christian, Patsy  
**Subject:** updated slides for 2015 annual training

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update you slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Lamphere, Megan](#); [Lewis, Steven](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** updated slides for 2015 annual training  
**Date:** Thursday, October 22, 2015 8:29:07 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update your slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 12:54:20 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Hey I made a couple of changes to slide 21, take a look. Anita did not have all the numbers right.

c

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Thank you for the call  
**Date:** Wednesday, October 07, 2015 1:54:05 PM  
**Attachments:** [asc workload 01012013 through 12312013.pdf](#)  
[abc 670summary survey july 1 2013 through june 30 2014.pdf](#)  
[Carolina Birth Center-Elm St High Point.pdf](#)

---

Azzie, I talked with Andy today and he wanted an update on monitoring as was done in 2013. He sent over previous information and would it be possible to send him same updated info for 2014. Thank you. He and I have discussed the information Representative Stam requested, which is a public record, and that I took over yesterday concerning data provided to Health Statistics and your office. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Andy Perrigo (Sen. Warren Daniel) [mailto:[Daniella@ncleg.net](mailto:Daniella@ncleg.net)]  
**Sent:** Wednesday, October 07, 2015 1:37 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** Thank you for the call

Dr. Williams,

Thank you so much for the call today. Attached is a couple of examples of the reports that were given me last year.

One other question that is reporting related that I had was if ASF's that do primarily abortions will be considered in the same manner as the independent abortion clinics. The only such surgical facility that I know of is the Carolina Birth Center. The types of procedures that it reported in 2014 could put it on the 'abortion clinic' list. The reason I ask is that Femcare, Inc was a registered ASF that was inspected with the abortion clinics.

Thank you, Dr. Williams, for your time today,

Andy Perrigo  
Legislative Assistant  
Office of Senator Warren T. Daniel  
[daniella@ncleg.net](mailto:daniella@ncleg.net)  
Office: (919) 715-7823

---

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: Abortion Files  
**Date:** Thursday, December 03, 2015 9:37:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** Johnson, Linda  
**Sent:** Thursday, December 03, 2015 9:19 AM  
**To:** Johnson, Linda  
**Cc:** Conley, Azzie  
**Subject:** Abortion Files

Good morning Gaye,

The abortion files that were in my cart yesterday are in the cubical waiting to be filed, or you can leave them until we meet on mailing out the licenses and filing the LRA.

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Jones-vessey, Kathleen](#); [Staley, Danny](#)  
**Subject:** Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 11:47:00 AM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 2:06:00 PM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

FYI:

I talked with Kathleen this morning. I will insert another reminder on the 2016 LRA regarding reporting this data. Plans are to meet with Dr. Williams on 9/8.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 02, 2015 9:23 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Abortion reporting SCHS info

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

—  
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**From:** [Conley, Azzie](#)  
**To:** [Dickson, Tom E](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 11:42:00 AM

---

Your numbers were accurate. Thank you

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Williams, Paul D.](#)  
**Subject:** 2015 Hospital Abortions Totals LRAs.xls  
**Date:** Wednesday, September 09, 2015 11:40:00 AM  
**Attachments:** [2015 Hospital Abortions Totals LRAs.xls](#)

---



**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:33:00 PM

---

Dr. Williams:

See below. We have verified DHSR's numbers as reported on the annual licensure renewal applications. Health Stat has the numbers and a plan to contact clinics to determine the discrepancies. Please let me know if you need more information. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 3:21 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
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**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
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Acute & Home Care Licensure & Certification Section  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 9:14:00 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

FYI.

Our numbers have been validated.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, August 13, 2015 8:54 AM  
**To:** Wooten, Maribeth T <Maribeth.Wooten@dhhs.nc.gov>; Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>; Howell, Eleanor <eleanor.howell@dhhs.nc.gov>; Avery, Matt <matt.avery@dhhs.nc.gov>  
**Subject:** DHSR Abortion Totals Comparisons with SCHS

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding

maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:39:00 PM

---

Sounds good. Do you recommend going with DHSR's numbers as reported in the annual renewal applications?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
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Raleigh, NC 27603  
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Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!  
KJ-V

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**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

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Your reference to 29,536 is the renewal period of 2013.

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**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
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Thanks so much for your help with this!  
KJ-V

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**Cc:** Conley, Azzie  
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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:12:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Kathleen

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**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
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Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

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KJ-V

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**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx  
**Date:** Wednesday, August 12, 2015 2:39:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Attached are examples of discrepancies among the data. Apparently, our numbers are much higher than reported to health statistics. Kathleen and I will probably talk later.

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 3:27:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

All the files/

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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Raleigh, NC 27603

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---

**From:** Stancil, Gaye S  
**Sent:** Tuesday, December 01, 2015 3:24 PM  
**To:** Conley, Azzie  
**Cc:** Johnson, Linda  
**Subject:** RE: abortion files

Azzie, are you referring to the 2015 applications?

Regards,

Gaye Stancil

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
N.C. Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
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1205 Umstead Drive  
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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 10:12:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

2009 applications. Whatever LRAs are in the file. Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
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---

**From:** Johnson, Linda  
**Sent:** Tuesday, December 01, 2015 10:10 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortion files

I will be available, do you know how far back they will be reviewing?

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

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**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>



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Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Date:** Tuesday, December 01, 2015 9:59:00 AM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

Sounds good.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:58 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Sounds good. Laurie Edgerton and April Duval will be there tomorrow morning – around 9 a.m.. I'll have them ask for you at the front desk.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 9:39 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion totals for 2009-present

We are in walking business to the Adams Building.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:28 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Great – they can stop by tomorrow (Wed) morning at 9 a.m. If they can't complete it all at that time, then they might also come on Thursday morning as well. When you get a chance, can you send info on how to get there – e.g. directions, parking, & how they can access your bldg.?

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Nothing Compares

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---

**From:** Conley, Azzie

**Sent:** Monday, November 30, 2015 9:02 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** Re: DHSR Abortion totals for 2009-present

Any day this week is good.

---

**From:** Jones-vessey, Kathleen  
**Sent:** Monday, November 30, 2015 5:06:31 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I just wanted to check back in with you regarding this. I guess those dates/times didn't work for you. If you could just let me know a good date for this, then I'll consult with the staff who would be assisting us with this. In general, I believe that 9 am-noon would work best for these staff.

Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:56 PM  
**To:** Conley, Azzie

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Okay, that doesn't sound too bad. So I think two of my staff (Laurie Edgerton & April Duval) are available to help tomorrow or Tuesday morning, after 9 a.m.. Just let me know if which date would work best for you. Directions & parking information would also be helpful as don't think that either have been to DHSR before.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office

919 733 8485 fax

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
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---

**From:** Conley, Azzie

**Sent:** Thursday, November 19, 2015 2:27 PM

**To:** Jones-vessey, Kathleen

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Manual file review to pull the data.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:25 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

I'm down 4 staff right now, but I'll see what I can do. Before I send anyone over there, can you tell me what is involved with pulling this information? I just want to be sure I send the right staff.

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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**From:** Conley, Azzie  
**Sent:** Thursday, November 19, 2015 2:23 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Kathleen

We have not starting compiling this data related to other workload priorities. Do you have staff available to assist?

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 12:44 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor



**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I was just checking back on this. Any idea when this might be complete? Dr. Williams is very much interested in these comparisons going back in time.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 11:42 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Importance:** High

I understand – I realize that this involves a lot of manual work. Just let me know what is a realistic timeframe for this. If there's anything that my staff can do to assist with this, please let me know.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
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-

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**From:** Conley, Azzie  
**Sent:** Thursday, November 12, 2015 11:26 AM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

This will require a manual review of files from 2009 – and time to collect data.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 10:52 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** DHSR Abortion totals for 2009-present  
**Importance:** High

Hi Azzie,

Dr. Williams has asked us to compare SCHS abortion totals by facility with DHSR figures for a longer time period – specifically, from 2009-forward. As soon as possible, could you please send us abortion totals from 2009-present by facility, as documented in your DHSR annual licensure renewal reports? We currently have this information for the Oct 1, 2013 to Sept 30, 2014 time period – so no need to send that to us that report again, however.

Feel free to give me a call if you have any questions or need any additional information.

Best regards,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:01:00 PM  
**Attachments:** [image004.png](#)  
[image002.png](#)

---

Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

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<http://www.ncdhhs.gov/dhsr>

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**From:** Dr. Randall Williams

**Sent:** Tuesday, November 24, 2015 2:25 PM

**To:** Conley, Azzie

**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services

North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax

[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]

**Sent:** Tuesday, November 24, 2015 2:21 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>

**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam

Speaker Pro Tem

612 Legislative Office Building

300 N. Salisbury Street

Raleigh, NC 27603

Tel: 919-733-2962

Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--



(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 2:34:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

I just left you a voice message.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
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<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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**From:** Dr. Randall Williams  
**Sent:** Tuesday, November 24, 2015 2:25 PM  
**To:** Conley, Azzie  
**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**  
Deputy Secretary for Health Services  
North Carolina Department of Health and Human Services

919 855 4810 office



919 715 4645 fax  
[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive  
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Raleigh, NC 27699-2001



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**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]  
**Sent:** Tuesday, November 24, 2015 2:21 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>  
**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

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Speaker Pro Tem  
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Tel: 919-733-2962  
Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

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10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--



(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [mvcario@ncha.org](mailto:mvcario@ncha.org)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:10:00 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)  
[image002.png](#)

---

Applications are in the mail!!!!!!!!!!!!!!

Please alert folk, the fee is computed on their individual application. Thank you!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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[Twitter](#) [YouTube](#)

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---

**From:** Notario, Melanie [<mailto:MNotario@selectmedical.com>]  
**Sent:** Wednesday, November 18, 2015 11:07 AM  
**To:** Conley, Azzie  
**Subject:** FW: 2016\_Hospital app Blank

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario  
Manager of Regulatory Affairs

## SELECT MEDICAL: Improving Quality of Life

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.

**Sent:** Wednesday, November 18, 2015 10:46 AM

**To:** Notario, Melanie

**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]

**Sent:** Tuesday, November 17, 2015 5:27 PM

**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cumber; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone

**Cc:** Help Desk

**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be

mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [Mike Vicario](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:00 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Re: VIOLATIONS - Woma"s Right to Know  
**Date:** Thursday, October 01, 2015 10:28:56 PM

---

These would be violations of the act. I need to see if the first facility is a physician based practice or under a hospital. During investigations last year, APWC was in compliance with the act.

---

**From:** Pratt, Drexdal  
**Sent:** Thursday, October 1, 2015 5:28:03 PM  
**To:** Conley, Azzie  
**Cc:** Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Azzie

Please take a look at this. Let me know if we need to investigate. Thanks

---

**From:** Dr. Randall Williams  
**Sent:** Thursday, October 01, 2015 5:10 PM  
**To:** Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>; Kulinski, Kelly <[kelly.kulinski@dhhs.nc.gov](mailto:kelly.kulinski@dhhs.nc.gov)>; Glasgow, Patricia <[Patricia.Glasgow@dhhs.nc.gov](mailto:Patricia.Glasgow@dhhs.nc.gov)>  
**Cc:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** RE: VIOLATIONS - Woma's Right to Know

Drexdal, please let me know if we need to be involved but sounds regulatory. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Sholar, Adam  
**Sent:** Thursday, October 01, 2015 4:41 PM  
**To:** Kulinski, Kelly <[kelly.kulinski@dhhs.nc.gov](mailto:kelly.kulinski@dhhs.nc.gov)>; Glasgow, Patricia <[Patricia.Glasgow@dhhs.nc.gov](mailto:Patricia.Glasgow@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Kelly and Patricia,  
Please handle as usual.

Randall and Drexdal - FYI

---

**From:** Robb Jansen (Sen. Joyce Krawiec) [<mailto:krawiecla@ncleg.net>]

**Sent:** Thursday, October 01, 2015 2:37 PM

**To:** Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>

**Subject:** FW: VIOLATIONS - Woma's Right to Know

Adam,

Senator Krawiec received the email below which has her concerned about DHHS oversight of abortion clinics. She asked me to forward it to you to see if there is anything DHHS can do to help the situation. All the concerns are outlined in the email below. We appreciate any help you can provide.

Best regards,

Robb

-----

**Robb Jansen**

Legislative Assistant

North Carolina Senate

Office of Sen. Joyce Krawiec

(919) 733-7850 | [KrawiecLA@ncleg.net](mailto:KrawiecLA@ncleg.net)

Begin forwarded message:

**From:** [REDACTED]  
**Date:** September 25, 2015 at 3:36:51 PM EDT  
**To:** [jrkrawiec@aol.com](mailto:jrkrawiec@aol.com)  
**Subject:** VIOLATIONS - Woma's Right to Know

Hi, Senator Krawiec -

Recently, I called two abortion clinics in Charlotte and I want to alert you of the Woman's Right to Know Act violations I discovered.

At Carolina Center for Women, "Wendover":

1.) The name of the doctor isn't given until the day of the appointment. This leaves the woman no time to research her doctor. We know they will not tell her if he has local hospital privileges or of his insurance malpractice status.

2.) "Counseling" is done on the SAME day as the abortion. I was told the counseling is just a RECORDING. If a woman has questions, how is she supposed to ask a recording?! I was assured there would not be a nurse to call me back and no one there to talk me out of it which leads me to believe other options are not discussed.



3.) With everything being on the same day, do you really believe they follow the four-hour waiting period between the ultrasound and the abortion. NO. We know ultrasounds are only given to size the baby. The bigger the baby, the more money they make. The woman never sees it.

At A Preferred Women's Health Center, "Latrobe":

Again, the name of the doctor isn't given until the day of the appointment - violating the 24-hour waiting period.

These two clinics admitted to everything being done on the same day. An admission to that is an admission to breaking the law.

It is my understanding that the only thing that can be done is a woman or man can sue AFTER the fact. Which is ridiculous. And this law is weak. What good is a law without repercussions?

If I have misunderstood the Woman's Right to Know Act, please correct me. And please let me know of any changes beginning October 1 - other than the 72-hour waiting period.

With the above violations and health citations, these clinics need to be shut down permanently. I trust I have your attention on this matter and I look forward to hearing from you soon to discuss what can be done and what changes will be made.

Thank you,



Cabarrus county

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:05:24 PM

---

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:12 PM

---

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [McKillip, Matthew](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 6:53:27 PM

---

FYI.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: no objections~  
**Date:** Monday, September 21, 2015 6:52:46 PM

---

Awesome. Do we need to do an interested parties notice? I am out till Thursday!

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

---

## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*



*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

**(a) Personnel Records:**

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of

the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of



- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314     CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note:     Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315     HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:     Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316     FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note:     Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401     QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note:     Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402     FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Cc:** [Christian, Patsy](#); [Deporter, Cindy](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 1:12:00 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Updated slide(s) for the Acute and Home Care Section: #20 and #21.

**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Cc:** [Mccarty, Debbie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014.ppt  
**Date:** Monday, October 26, 2015 11:40:00 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Please review slides 21 and 22 or 20 and 21.

Debbie:

Please review same slides and advise.

Thank you.

**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** RE: no objections~  
**Date:** Monday, September 21, 2015 10:09:14 PM

---

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:09:32 PM

---

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.



Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Howell, Eleanor](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Automatic reply: DHSR Abortion totals for 2009-present  
**Date:** Thursday, November 12, 2015 11:26:04 AM

---

I am out of the office until Monday, November 16, and will not have access to e-mail. If you need immediate assistance, contact the State Center for Health Statistics at 919-733-4728. For data requests, you may e-mail [SCHS.Info@dhhs.nc.gov](mailto:SCHS.Info@dhhs.nc.gov).

**Eleanor Howell**

Director, State Center for Health Statistics  
Division of Public Health  
North Carolina Department of Health and Human Services

919 715 7475 office  
919 733 8485 fax  
[Eleanor.Howell@dhhs.nc.gov](mailto:Eleanor.Howell@dhhs.nc.gov)

222 N. Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:33 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**To:** [Williams, Paul D.](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, September 09, 2015 10:27:31 AM

---

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: Abortion data  
**Date:** Wednesday, September 02, 2015 8:49:17 AM

---

Ok. Thanks

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 02, 2015 8:47 AM  
**To:** Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>  
**Subject:** RE: Abortion data

The meeting has been rescheduled to 9/8. Also, no clinic has disputed our number of procedures reported in the LRA. It looks like health stat forms are missing.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Ouimet, Cheryl



**Sent:** Wednesday, September 02, 2015 8:20 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>

**Subject:** RE: Abortion data

Morning Azzie,

Drexdal and Patsy are both out of the office today. I have not been in the loop about this topic. Do you need someone to go? I am in Adams from 1:30-2:00 today meeting with MCO CEOs and then have a 3:00 interview. What is your preference or need?

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 02, 2015 7:09 AM

**To:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>; Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>

**Subject:** Abortion data

The meeting is today with Dr. Williams and others at 2:00pm in 116 Adams Building. Does anyone plan to attend? Thank you.

---

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**To:** rach  
**Subject:** FW: Rules for posting  
**Date:** Tuesday, September 29, 2015 4:03:41 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:36:44 PM

---

To help me get a better understanding of how the licensure reporting works, can you send me a copy of the form/s they fill out &/or the process they go through for this?

Thank you!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 12:45 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 12:14 PM

**To:** Jones-vessey, Kathleen

**Cc:** Conley, Azzie

**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**To:** [Pratt, Drexdal; Christian, Patsy](#)  
**Subject:** FW: RE:  
**Date:** Wednesday, August 12, 2015 9:13:45 AM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Dr. Randall Williams  
**Sent:** Wednesday, August 12, 2015 8:50 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Cc:** Wooten, Maribeth T <[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)>; McKillip, Matthew <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>; Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Subject:** RE: RE:

Will be in verbal communication today to dive deeper. Randall

---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:31 AM  
**To:** Dr. Randall Williams; Wooten, Maribeth T  
**Cc:** McKillip, Matthew  
**Subject:** RE: RE:

Part of the concern may be the reporting period. Our 2015 LRA data is generally for October 1, 2013 through September 30, 2014. The best data may be the data from Health Statistics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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immediately and delete all records of this e-mail.

---

**From:** Dr. Randall Williams

**Sent:** Wednesday, August 12, 2015 7:52 AM

**To:** Wooten, Maribeth T <[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)>

**Cc:** McKillip, Matthew <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: RE:

I just talked with Kathleen She and Azzi are going to talk today to discuss data. Center for Health Statistics has different number for 2013 and has not finished compiling data for 2014 so need to discuss. Thank you Randall

---

**From:** Wooten, Maribeth T

**Sent:** Wednesday, August 12, 2015 7:15 AM

**To:** Dr. Randall Williams

**Subject:** RE:

7159692 is the number for Kathleen Jones -Vessey at state Center for Health Statistics. She works with the statistics that are self reported from the clinics. I left you a voicemail. I'll try to connect with you later.

Maribeth T Wooten, MPH, PT  
Office of the State Health Director  
N C Department of Health and Human Services  
Division of Public Health  
5605 Six Forks Road  
Raleigh, NC 27609  
Office: 919-707-5051  
Fax: 919-870-4829  
[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)  
[www.publichealth.nc.gov](http://www.publichealth.nc.gov)

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

**From:** "Dr. Randall Williams" <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Date:** 08/12/2015 6:45 AM (GMT-05:00)

**To:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>, "Wooten, Maribeth T" <[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)>, "McKillip, Matthew" <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>

**Subject:** RE:

To Matts point I think it is important that we have consistent reporting data, understanding that there is some variability in reporting but after reviewing again, there are different numbers in the public domain coming from different sources and will work with Maribeth and Azzie today to finalize our best data. Thank you Randall

---

**From:** Conley, Azzie

**Sent:** Tuesday, August 11, 2015 2:42 PM

**To:** McKillip, Matthew; Dr. Randall Williams

**Subject:** RE:

2013: our LRA totals 29,536 for combined medical and surgical procedures

2015: LRAs report 28,354 for combined medical and surgical procedures.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew

**Sent:** Tuesday, August 11, 2015 1:54 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Conley, Azzie  
<[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE:

I think it's worth doing a deeper dive on these two data sources (Randall's 2013 and the licensure renewal route) to make sure we are talking apples to apples.

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
101 Blair Drive, Raleigh, NC 27699-2001  
Phone: 919-855-4815  
Fax: 919-715-4645  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Dr. Randall Williams

**Sent:** Tuesday, August 11, 2015 12:45 PM

**To:** Conley, Azzie; McKillip, Matthew

**Subject:** RE:

Thank you and that is a big increase from 2013 data. This trend is concerning. Randall

---

**From:** Conley, Azzie

**Sent:** Tuesday, August 11, 2015 8:59 AM



**To:** McKillip, Matthew  
**Cc:** Dr. Randall Williams  
**Subject:** RE:

I did not give Dr. Williams total abortion procedures. I provided total of 16 licensed clinics. 5 are under PPH. One opened in 2015.

Based on the 2015 licensure renewal applications, the combined total of medical and surgical procedures was 28,354. PPH reported 6161 for their facilities.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew  
**Sent:** Tuesday, August 11, 2015 8:46 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:**

Azzie, can you share the total abortions provided by clinic based on your recent count with Dr. Williams and the time frame? He had a different figure from a couple years back.

Best,  
Matt

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
[101 Blair Drive, Raleigh, NC 27699-2001](http://101%20Blair%20Drive%2C%20Raleigh%2C%20NC%2027699-2001)  
Phone: [919-855-4815](tel:919-855-4815)  
Fax: [919-715-4645](tel:919-715-4645)  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

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**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:10:34 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

This is what I resent on Tuesday. Apparently, he did not get the email on Monday.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:13:04 PM

---

**From:** Ethridge, Lynn  
**Sent:** Tuesday, September 22, 2015 6:09 PM  
**To:** Conley, Azzie  
**Subject:** Re: no objections~

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine

**Sent:** Monday, September 21, 2015 1:07:27 PM

**To:** Conley, Azzie

**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:10 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:49 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:23 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#); [Jones-vessey, Kathleen](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 1:18:40 PM

---

Great....just sent you a meeting invite.

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 16, 2015 1:16 PM  
**To:** Pettiford, Belinda; Jones-vessey, Kathleen  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Friday should be good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Wednesday, September 16, 2015 12:45 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Thanks Kathleen!

Azzie – do you have time for us to connect briefly on Friday?

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services

Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 16, 2015 12:38 PM  
**To:** Pettiford, Belinda  
**Cc:** Conley, Azzie  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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error, please notify the sender immediately and delete all records of this email.

**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: hospital  
**Date:** Thursday, December 03, 2015 10:41:24 AM  
**Attachments:** [abortions 2009 to current.xlsx](#)  
[image001.png](#)

---

Here you go. Let me know if you have any questions.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 4:51 PM

**To:** Dickson, Tom E <tom.dickson@dhhs.nc.gov>

**Subject:** RE: hospital

Perfect. Thank you!

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 4:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

No problem. It looks like I can query a database going back all the way to 2009. What would you like?

**Tom Dickson, PhD**  
Data Analyst  
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office  
919-715-4413 fax  
[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, December 02, 2015 3:16 PM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: hospital

My goof. How many years of data can you provide? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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1205 Umstead Drive  
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2712 Mail Service Center  
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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 10:27 AM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,



Yes, the number of abortions can be pulled. Does it need to be something different then what I sent previously? I will forward that email along with the attachment that I sent in September.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

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Nothing Compares

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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 9:31 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** hospital

Help!

Are you able to pull a report that will provide the number of abortion procedures performed in hospitals?

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Edgerton, Laurie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic  
**Date:** Friday, September 25, 2015 10:31:41 AM

---

Thank you so much!  
Have a great weekend,  
Laurie

---

**From:** Conley, Azzie  
**Sent:** Friday, September 25, 2015 10:14 AM  
**To:** Edgerton, Laurie  
**Cc:** Jones-vessey, Kathleen  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic

Hi Llaurie

The numbers were reported in the 2015 LRA and signed off by Kelly Martin. Please refer the clinic to their renewal application.

Azzie Y Conley, RN  
N C Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Edgerton, Laurie  
**Sent:** Monday, September 21, 2015 2:11 PM  
**To:** Conley, Azzie  
**Cc:** Deporter, Cindy  
**Subject:** A question from: A Woman's Choice Raleigh Clinic

Hello Ms. Conley,  
I hope you are having a lovely day! I have 2 quick questions from A Woman's Choice Raleigh; I hope you can help. As you know, the staff at A Woman's Choice Raleigh (AWCR) are taking the abortion reporting discrepancy very seriously, and they are checking on this. Gloria at AWCR added their numbers from Oct 1, 2013 to Sept 30, 2014 she came up with 3471 total abortions. She would like to know who reported the 3960 number to DHSR, and/or what DHSR process produced that total? Can you help with these questions? Please let us know.

Facility Name	SCHS Total	Difference	DHSR Surgical	DHSR Medical	DHSR Total
A Woman's Choice of Raleigh	3,193	767	1,992	1,968	3,960

**Thank You Very Much!**  
Laurie L. Edgerton  
N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 8:20:14 AM

---

Yea, call each one of them. No, I will post the rules on the website once we get the final version from OAH. We just hang tight until then. Talk to you soon!

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: no objections~

Awesome. Do we need to do an interested parties notice? I am out till Thursday!

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Mccarty, Debbie](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Ethridge, Lynn](#); [Mills, Ralph](#)  
**Subject:** Re: Hot topics  
**Date:** Monday, September 21, 2015 7:26:35 PM

---

The list looks good to me.

Sent from my iPad

On Sep 21, 2015, at 6:21 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

I have to provide to Drexdal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016.  
Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHHS and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules

Annual surveys  
Collection of data  
Refine 2016 LRA to obtain more details on the disposal of products of  
conception:

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train  
to meet the growing workload demands

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (medical, competitive salaries)

---

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Hot topics  
**Date:** Monday, September 21, 2015 6:48:34 PM

---

Aha sounds good

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

On Sep 21, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

K. I will work on and email you before submitting. I need to add ASC based on the dental pilot

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:50:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

As an fyi I am hoping that we will be caught up on all the complaints for Home care by the end of the year. We have totally caught up 2014 and Greta has made a huge dent in 2015.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)

<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:46 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Re: Hot topics

My notes are in the office. I think DP, CO, and PC. Drexal requested Sections in the meeting last week. I think to start transitioning things to Cheryl.

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:43:12 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

Looks fine to me. Who is this going to?  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016.  
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- ~. Moratorium review in 2016
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- ~. Abortion
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  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

---

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**From:** [Sholar, Adam](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 7:00:47 AM

---

thanks

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; McKillip, Matthew <Matt.McKillip@dhhs.nc.gov>  
**Subject:** Fw: no objections~

FYI.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Hot topics  
**Date:** Monday, September 21, 2015 7:49:35 AM

---

Yeah yeah I remember now, sorry a little slow this am.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
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Raleigh, NC 27699-2712  
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[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:46 AM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** Re: Hot topics

My notes are in the office. I think DP, CO, and PC. Drexldal requested Sections in the meeting last week. I think to start transitioning things to Cheryl.

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:43:12 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

Looks fine to me. Who is this going to?  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service

Raleigh, NC 27699-2712

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1205 Umstead Drive

Raleigh, NC 27699

O: 919 855 4557

C: 919 937 7112

[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)

<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie

**Sent:** Monday, September 21, 2015 7:41 AM

**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>

**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Hot topics

Cindy:

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  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
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CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

---

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**From:** [Mills, Ralph](#)  
**To:** [Conley, Azzie](#); [Ethridge, Lynn](#); [Mccarty, Debbie](#)  
**Subject:** RE: Hot topics  
**Date:** Monday, September 21, 2015 8:35:45 PM

---

Thanks Azzie....

Ralph Mills, RN, BSN  
N.C. Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care  
Division of Health Services Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-2638  
Fax: 919-715-3073  
[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:22 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: Hot topics

I have to provide to Drexldal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

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- ~. Pathology rules
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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Hot topics  
**Date:** Monday, September 21, 2015 6:48:37 PM

---

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

On Sep 21, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

See! I am listening in meetings?

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:50:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

As an fyi I am hoping that we will be caught up on all the complaints for Home care by the end of the year. We have totally caught up 2014 and Greta has made a huge dent in 2015.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>



---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:46 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Re: Hot topics

My notes are in the office. I think DP, CO, and PC. Drexal requested Sections in the meeting last week. I think to start transitioning things to Cheryl.

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:43:12 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

Looks fine to me. Who is this going to?  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016.  
Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, September 16, 2015 1:20:05 PM

---

Hi Belinda,

Below are the DHSR figures for other (non-hospital) facilities performing abortions (time period: Oct 1, 2013 - Sept 30, 2014) :

Facility Name	DHSR Surgical	DHSR Medical	DHSR Total
PPCNC Fayetteville (Fayetteville Health Center)	871	711	1,582
Hallmark Women's Clinic (Fayetteville)	887	200	1,087
Planned Parenthood of Winston-Salem	489	662	1,151
Piedmont Carolina Medical Clinic (Greensboro)	962	33	995
Carolina Women's Clinic CCFW (Charlotte)	2,423	946	3,369
Family Reproductive Health (Charlotte)	1,630	276	1,906
A Preferred Woman's Health Center (Charlotte)	3,985	1,625	5,610
Planned Parenthood of Wilmington	339	389	728
Crist Clinic for Women (Jacksonville)	173	215	388
Eastowne OB/GYN (Chapel Hill)	309	203	512
Planned Parenthood of Central NC (Chapel Hill)	1,720	980	2,700
A Woman's Choice of Raleigh	1,992	1,968	3,960
Women's Health Alliance	2	1	3
A Preferred Woman's Health Center (Raleigh)	3,069	1,294	4,363
<b>TOTAL</b>	<b>18,851</b>	<b>9,503</b>	<b>28,354</b>
<b>SCHS Addition:</b>			<b>Total</b>
Carolina Woman Care amb surg center			<b>465</b>

Again, I've cc'd Azzie in case you should have any questions about this information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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immediately and delete all records of this e-mail.

---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 12:38:28 PM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:17:11 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Rules\\_Oah](#)  
**Cc:** [May, Amber Cronk](#); [Pratt, Drexdal](#); [Johnson, Joel L](#); [Conley, Azzie](#)  
**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 9:30:01 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, December 02, 2015 10:27:08 AM  
**Attachments:** [abortions2015.xlsx](#)  
[image001.png](#)

---

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,

Tom Dickson, PhD

N.C. Department of Health and Human Services

Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation

809 Ruggles Drive

Raleigh, N.C. 27603

Phone: 919-855-3881

Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:09 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Re: technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 9:27:28 PM

---

Thank you Amber! I will probably just email them to you all tomorrow and then bring the hard copies later on with the RP rules. Thank you for all of your assistance.  
Nadine

Sent from my iPhone

On Sep 10, 2015, at 7:23 PM, May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)> wrote:

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor

things:

10A NCAC 14E .0109

- <!--[if !supportLists]-->• <!--[endif]-->Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” Done
- <!--[if !supportLists]-->• <!--[endif]-->Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed. Section makes sure application is filled out in entirety, fee is paid pursuant to statute.

10A NCAC 14E .0111

- <!--[if !supportLists]-->• <!--[endif]-->In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”

10A NCAC 14E .0305

- <!--[if !supportLists]-->• <!--[endif]--> In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the

various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** replacement rule 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 2:27:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0111-3.doc](#)

---

Amber,

We found an error in one of the technical change rules I had sent you earlier for the abortion rules (10A NCAC 14E). Please replace this revised version (attached) for rule .0111 with the one sent earlier. To help you distinguish, this file name has a -3 in the name. We forgot to delete a second "authorized" in the rule.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 12:48:11 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15 final.docx](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104-1.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201-1.doc](#)  
[RRC 10A NCAC 14E .0202-1.doc](#)  
[RRC 10A NCAC 14E .0206-1.doc](#)  
[RRC 10A NCAC 14E .0207-1.doc](#)  
[RRC 10A NCAC 14E .0302-1.doc](#)  
[RRC 10A NCAC 14E .0303-1.doc](#)  
[RRC 10A NCAC 14E .0305-1.doc](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)  
[RRC 10A NCAC 14E .0307-2.doc](#)  
[RRC 10A NCAC 14E .0308-2.doc](#)  
[RRC 10A NCAC 14E .0309-1.doc](#)  
[RRC 10A NCAC 14E .0310-1.doc](#)  
[RRC 10A NCAC 14E .0311-1.doc](#)  
[RRC 10A NCAC 14E .0313-1.doc](#)  
[RRC 10A NCAC 14E .0315-1.doc](#)

---

Hi Amber,

Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 8:39:11 AM

---

Thank you. Just as long as you are there (and with me on Sept. 17<sup>th</sup>) that is what is important!! Btw- Amber said they have a security plan in place in case of protesters, etc next week. I told her I plan on getting there early, like 8:30 to get a seat and parking spot. The RPC rules are the next thing on the agenda so that is great for me, I won't have to stay too long after your rules. I may just go right there from home since I live so close. No sense coming in the office to turn around and go right there.

---

**From:** Conley, Azzie  
**Sent:** Friday, September 11, 2015 8:30 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you. Also, I will be out of town for work September 20 – 23, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 11, 2015 8:15 AM  
**To:** Conley, Azzie  
**Subject:** FW: technical changes for AB rules 10A NCAC 14E

Fyi- we are good to go!!!!!! I will submit the rules to OAH this morning and take them there either this afternoon if the RP rules are finished or first thing Monday on my way to the office.

Thank you for all of your help with this.

Next hurdle will be [REDACTED]

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 7:24 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor things:

10A NCAC 14E .0109

- Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” **Done**
- Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed.  
**Section makes sure application is filled out in entirety, fee is paid pursuant to statute.**

10A NCAC 14E .0111

- In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring **adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”**

10A NCAC 14E .0305

- In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 5:27:32 PM

---

Azzie thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Jones-vessey, Kathleen <kathleen.jones-vessey@dhhs.nc.gov>; Staley, Danny <Danny.Staley@dhhs.nc.gov>  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Wednesday, September 09, 2015 12:54:53 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

Azzie,

This is the updated document.

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 10:47:10 AM  
**Attachments:** [abortions2015.xlsx](#)

---

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,



Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 9:23:21 AM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Bennett, Paige](#); [Brown, Elizabeth](#); [Dickson, Tom E](#); [Carraway, Shelley](#); [Yakaboski, Greg](#); [Conley, Azzie](#); [Mclamb, Sandra](#)  
**Subject:** Edits to Hospital LRA  
**Date:** Thursday, August 20, 2015 3:42:35 PM  
**Attachments:** [2016 Hospital LRA-Amy Changes.docx](#)

---

Here is a Word file containing my changes to the LRA that we discussed at the meeting. Paige will have other changes to send you.

I'll also come down and bring you a hard copy. A few changes are only on the hardcopy version. Please let me know if something doesn't make sense.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Wooten, Maribeth T](#); [Dr. Randall Williams](#)  
**Cc:** [Conley, Azzie](#); [Howell, Eleanor](#); [Avery, Matt](#)  
**Subject:** DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 8:54:15 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 2014 Abortions Totals.08.13.2015.xls  
**Date:** Thursday, August 13, 2015 8:18:29 AM  
**Attachments:** [2014 Abortions Totals.08.13.2015.xls](#)  
**Importance:** High

---

Azzie,

FYI...please see the attachment.

Paul

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:47:35 PM

---

I don't know quite what to do until we contact the facilities to determine why there might be discrepancies in reporting. SCHS has hundreds of reports online that cite these figures that would need to be redacted & these figures are also included in federal reporting systems. It would be a major undertaking to remove them all & then I'm not sure what we would replace them with – b/c for public health surveillance we need to know more information regarding the abortion (such as maternal age, race, ethnicity, residence, etc). So I'm just not sure what to do until we get the facilities to explain the differences (or admit that one of them was wrong). So after we contact the facilities, then we can decide how to proceed.

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

–  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:39 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Sounds good. Do you recommend going with DHSR's numbers as reported in the annual renewal applications?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 3:21 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 3:13 PM

**To:** Jones-vessey, Kathleen

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.

Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 12:45 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 12:14 PM

**To:** Jones-vessey, Kathleen

**Cc:** Conley, Azzie

**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 12:14:28 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx](#)

---

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion licensure statistics  
**Date:** Wednesday, August 12, 2015 11:41:03 AM  
**Attachments:** [DHSR Abortion Totals Comparisons.xlsx](#)  
[DHSR Abortion Totals Comparison Oct 1 2012 to Sept 30 2013..html](#)

---

Hi Azzie,

From what I can tell, it does not appear that the reporting period differences explain the discrepancies in abortion reporting. See our SCHS abortion reports attached.

A few things to keep in mind about the attached reports:

- The 10/1/2013 – 9/30/2014 report in Excel is still provisional, but should be quite close to final (we keep track of the # of records as they come in, before we submit the forms to our data entry contractor). For this time period, I could not analyze the data by procedure type as the 2014 data file has not been completed yet.
- The 10/1/2012 – 09/30/2013 report is based on final data reported during 2012 & 2013. So these figures are

If you could run these form your data as well, then I'd be happy to compare the figures for us by facility to see if there are any outliers.

Feel free to give me a call & we can discuss this further. I believe that Don Akin, on my staff, discussed this same issue with you last year. Unfortunately, Don passed away suddenly about a week ago, so either Matt Avery (head of my Vital Statistics group) or myself will take the lead on this from now on.

Thanks,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:32 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion licensure statistics

Part of the concern may be related to the reporting period.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 8:12 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** DHSR Abortion licensure statistics  
**Importance:** High

Hi Azzie,

I believe that we met awhile back regarding Hospital Neonatal Levels of Care. Today I have a quick question for you regarding abortion facility reporting. Per NC statute, the State Center for Health Statistics (SCHS) receives abortion reporting forms from all facilities performing abortions in the state (<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H465v6.pdf>). In 2013, we received a total of 22,820 abortion forms from facilities in the state. I spoke with Randall Williams this morning & he noted DHSR receives similar reports for licensure and that your totals are significantly higher (e.g. 29,536).

To help reconcile this discrepancy, as soon as possible, could you please send me a report showing abortion frequencies by facility for 2013-2014? This information will help SCHS determine which facility/facilities are having abortion reporting problems. We can then use this information as leverage to help ensure that SCHS receives accurate reports from facilities now & in the future.

If you'd like to discuss this further, I should be at my desk this morning until noon – please feel free to give me a call.

Thanks so much for your prompt attention to this.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** Proposed Abortion Rules  
**Date:** Thursday, July 16, 2015 9:29:41 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-1.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[Form0400PermRule 14E .0303.docx](#)  
[Form0400PermRule 14E .0304.docx](#)  
[Form0400PermRule 14E .0305.docx](#)  
[Form0400PermRule 14E .0306.docx](#)  
[Form0400PermRule 14E .0307.docx](#)  
[Form0400PermRule 14E .0308.docx](#)  
[Form0400PermRule 14E .0309.docx](#)  
[Form0400PermRule 14E .0310.docx](#)  
[Form0400PermRule 14E .0311.docx](#)  
[Form0400PermRule 14E .0313.docx](#)  
[Form0400PermRule 14E .0315.docx](#)

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Dr. Williams,

Drexdal Pratt asked me to send you the proposed Abortion rules that we are intending to adopt and submit to the Rules Review Commission next week for their September 17<sup>th</sup> meeting. The proposed effective date of these rules is October 1, 2015. These rules were developed with a committee that consisted of certified abortion clinic representatives, physicians, professional licensing agencies, the public and DHSR staff. Following the public hearing and public comment period on these rules, we received 1400 comments on these rules. We have made some changes to the original text of the rules based on SL 2015-62 that addressed the negative comments, such as not allowing someone under 18 work in a clinic and requiring annual inspections of the clinics. If you would like to see a spreadsheet of the all the comments, I would be happy to send that to you.

If you have any questions or would like further information, please do not hesitate to contact me.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Notario, Melanie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:07:48 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)

---

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario

Manager of Regulatory Affairs

**SELECT MEDICAL: Improving Quality of Life**

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.  
**Sent:** Wednesday, November 18, 2015 10:46 AM  
**To:** Notario, Melanie  
**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]  
**Sent:** Tuesday, November 17, 2015 5:27 PM  
**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cummer; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone  
**Cc:** Help Desk  
**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:43 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Hospital LRA - Updated  
**Date:** Tuesday, November 17, 2015 4:17:44 PM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp \[Blank\].doc](#),  
[2016\\_Hospital app w\\_nhlsupp \[Blank\].pdf](#),  
[2016\\_Hospital app \[Blank\].doc](#),  
[2016\\_Hospital app \[Blank\].pdf](#),  
[image001.png](#)

---

Here you go .

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Tuesday, November 17, 2015 3:50 PM  
**To:** Stanford, Jodi E  
**Subject:** RE: Hospital LRA - Updated

Jodi

Can I get a word version without any hospital identifiers? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Stanford, Jodi E  
**Sent:** Monday, November 09, 2015 2:23 PM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Sorry I attached the wrong Hospital Version.

**Thanks,**

**Jodi Stanford**  
Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Monday, November 09, 2015 1:14 PM  
**To:** Stanford, Jodi E; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; Mclamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Jodi

Page two should be consistent and include the table. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Stanford, Jodi E

**Sent:** Monday, November 09, 2015 1:09 PM

**To:** Conley, Azzie; Craddock, Amy D

**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra

**Subject:** Hospital LRA - Updated

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst

Division of Health Service Regulation, Information Systems

North Carolina Department of Health and Human Services

919-855-3997 office

919-855-3845 IS main number

919-733-8139 fax

[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive

2701 Mail Service Center

Raleigh, NC 27699-2701



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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hallmark Letter  
**Date:** Thursday, November 12, 2015 7:54:53 PM  
**Attachments:** [HALLMARK LETTER NOV 2015.RTF](#)  
[image001.png](#)

---

Azzie, is this letter ok? If ok, do I send a letter to the Medical Board or call them? Gray is coming to the office in the morning and I'm hoping to send this packet by him. Thanks!!

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



 Nothing Compares

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#); [Craddock, Amy D](#)  
**Cc:** [Dickson, Tom E](#); [Carraway, Shelley](#); [Cogswell, Betty](#); [Mclamb, Sandra](#)  
**Subject:** Hospital LRA - Updated  
**Date:** Monday, November 09, 2015 1:09:26 PM  
**Attachments:** [image001.png](#)  
[2016\\_Hospital\\_app \[hldata\].doc](#)  
[2016\\_Hospital\\_app w\\_nhlsupp \[hlnhdata\] Ver 2.doc](#)

---

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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**To:** [Conley, Azzie](#); [Craddock, Amy D](#)  
**Cc:** [Dickson, Tom E](#); [Carraway, Shelley](#); [Cogswell, Betty](#); [Mclamb, Sandra](#)  
**Subject:** RE: Hospital LRA - Updated  
**Date:** Monday, November 09, 2015 2:22:57 PM  
**Attachments:** [2016\\_Hospital\\_app \[hldata\] Ver 4 .doc](#)  
[2016\\_Hospital\\_app w\\_nhlsupp \[hinhdata\] Ver 2.doc](#)  
[image001.png](#)

---

Sorry I attached the wrong Hospital Version.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Monday, November 09, 2015 1:14 PM  
**To:** Stanford, Jodi E; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; Mclamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Jodi

Page two should be consistent and include the table. Thank you.

**Azzie Y. Conley, RN**



Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

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---

**From:** Stanford, Jodi E  
**Sent:** Monday, November 09, 2015 1:09 PM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra  
**Subject:** Hospital LRA - Updated

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**  
Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive

2701 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#)  
**Subject:** RE: 2016\_Hospital app blank  
**Date:** Thursday, October 29, 2015 8:16:46 AM  
**Attachments:** [2016\\_Hospital app \[hldata\] Ver 2 .doc](#)

---

Here's the updated copy of the Hospital app. Please let me know if any changes are needed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 1:15 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016\_Hospital app blank

Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.

---

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**From:** [Horton, Rita](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#); [Conley, Azzie](#)  
**Subject:** news article - abortion clinic  
**Date:** Monday, November 02, 2015 2:27:36 PM

---

Good afternoon:

Our Complaint Intake staff are receiving calls about a news article on a website, Operation Rescue (<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>). Most of the calls are not actually complaints and from people out of state. People are calling because they have read the article, and the article directs people to call our agency to demand an inspection.

I will be entering a complaint based on the information in the article.

Thank You,  
Rita C. Horton  
N.C. Department of Health and Human Services  
Chief, Complaint Intake and Health Care Personnel Investigations Section – Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4500/1-800-624-3004  
Fax: 919-715-7724  
[Rita.C.Horton@dhhs.nc.gov](mailto:Rita.C.Horton@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Agenda for Retreat  
**Date:** Wednesday, October 28, 2015 2:25:35 PM  
**Attachments:** [AGENDA for Retreat Nov 2015.docx](#)

---

Azzie, this is the draft agenda that Debbie, Ralph and I have discussed. Our plan is to talk on Friday to firm up plans for the week. I am flexible and can either survey or plan to be in the office for the staff meetings. If 4 people from the team are going to be in the field, perhaps it best to cancel our down week and plan to have an all day staff meeting at a later date to cover most of the items on the agenda. I will do whatever you think is best for the group. I have not talked with Debbie or Ralph since our earlier conversation today. I am just getting back to my office. Please advise. Thank you.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: CON  
**Date:** Tuesday, October 27, 2015 2:56:48 PM

---

The delay was on my end so definitely understand. We were trying to get a few questions but could not make a final decision within the timeframe.

Thanks for the opportunity. Sure I'll be in touch with you later about some potential next steps.

Take Care!

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 22, 2015 11:45 AM  
**To:** Pettiford, Belinda  
**Subject:** RE: CON

Hi Belinda

I have not received the additional information. We will not be able to amend the application for 2016. Sorry.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Tuesday, October 13, 2015 4:47 PM  
**To:** Conley, Azzie

**Subject:** RE: CON

Thanks Azzie! Appreciate you time today. ☺

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 3:51 PM  
**To:** Pettiford, Belinda  
**Subject:** CON

## **SECTION .1400 – CRITERIA AND STANDARDS FOR NEONATAL SERVICES**

### **10A NCAC 14C .1401 DEFINITIONS**

The definitions in this Rule shall apply to all rules in this Section:

- (1) "Approved neonatal service" means a neonatal service that was not operational prior to the beginning of the review period.
- (2) "Existing neonatal service" means a neonatal service in operation prior to the beginning of the review period.
- (3) "High-risk obstetric patients" means those patients requiring specialized services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery. The services are characterized by specialized facilities and staff for the intensive care and management of high-risk maternal and fetal patients before, during, and after delivery.
- (4) "Level I neonatal services" means services provided by an acute care hospital to full term and pre-term neonates that are stable, without complications, and may include neonates that are small for gestational age or large for gestational age.
- (5) "Level II neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates and infants that are stable without complications but require special care and frequent feedings; infants of any weight who no longer require Level III or Level IV neonatal services, but still require more nursing hours than normal infants; and infants who require close observation in a licensed acute care bed.
- (6) "Level III neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates or infants that are high-risk, small (approximately 32 and less than 36 completed weeks of gestational age) but otherwise healthy, or sick with a moderate degree of illness that are admitted from within the hospital or transferred from another facility requiring intermediate care services for sick infants, but not intensive care. Level III neonates or infants require less constant nursing care than Level IV services, but care does not exclude respiratory support.
- (7) "Level IV neonatal service" means neonatal intensive care services provided by an acute care hospital in a licensed acute care bed to high-risk medically unstable or critically ill neonates (approximately under 32 weeks of gestational age) or infants requiring constant nursing care or supervision not limited to continuous cardiopulmonary or respiratory support, complicated surgical procedures, or other intensive supportive interventions.
- (8) "Neonatal bed" means a licensed acute care bed used to provide Level II, III or IV neonatal services.
- (9) "Neonatal intensive care services" shall have the same meaning as defined in G.S. 131E-

- 176(15b).
- (10) "Neonatal service area" means a geographic area defined by the applicant from which the patients to be admitted to the service will originate.
  - (11) "Neonatal services" means any of the Level I, Level II, Level III or Level IV services defined in this Rule.
  - (12) "Obstetric services" means any normal or high-risk services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery.
  - (13) "Perinatal services" means services provided during the period shortly before and after birth.

*History Note: Authority G.S. 131E-177(1); 131E-183;  
Temporary Adoption Eff. September 1, 1993 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;  
Eff. January 4, 1994;  
Amended Eff. November 1, 1996;  
Temporary Amendment Eff. March 15, 2002;  
Amended Eff. April 1, 2003.*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Lewis, Steven](#)  
**To:** [Ouimet, Cheryl](#); [Conley, Azzie](#); [Lamphere, Megan](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: updated slides for 2015 annual training  
**Date:** Monday, November 02, 2015 10:19:26 AM  
**Attachments:** [Annual Staff Training Presentation Construction changes for NOV 2015 meeting.ppt](#)

---

Construction changes to slide.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

**From:** Ouimet, Cheryl  
**Sent:** Thursday, October 22, 2015 8:29 AM  
**To:** Conley, Azzie; Lamphere, Megan; Lewis, Steven  
**Cc:** Christian, Patsy  
**Subject:** updated slides for 2015 annual training

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update you slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Pfeiffer, Nadine](#)  
**Subject:** RE: MHH LRA APP\_2016 Ver 4  
**Date:** Tuesday, October 27, 2015 7:35:39 AM  
**Attachments:** [2016\\_Hospital app blank .doc](#)

---

Sorry, I was out yesterday. Here's a blank copy of the hospital LRA.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 26, 2015 8:52 AM  
**To:** Stanford, Jodi E  
**Cc:** Mclamb, Sandra; Conley, Azzie; Pfeiffer, Nadine  
**Subject:** MHH LRA APP\_2016 Ver 4

Jodi:

This is page two for the MHL and ASC LRAs. Please handle the formatting. Thank you.

The hospital LRA will be ready early Tuesday morning.

Could I get a generic hospital application with no hospital identifier? I need to send to the hospital association. Thank you

---

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#)  
**Subject:** PPT  
**Date:** Friday, October 23, 2015 8:18:01 AM  
**Attachments:** [Procedure Manual QI Report.ppt](#)

---

Hey all here is the QI PPT that we are presenting today and we will be implementing.  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Lamphere, Megan](#); [Lewis, Steven](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** updated slides for 2015 annual training  
**Date:** Thursday, October 22, 2015 8:29:07 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update your slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 2:26:40 PM  
**Attachments:** [Procedure Manual.ppt](#)

---

This is update check it out

---

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**From:** [Fay, Kyle](#)  
**To:** [DHSR.Section.Chiefs](#)  
**Subject:** Workload Statistics - SFY14  
**Date:** Friday, October 09, 2015 2:57:02 PM  
**Attachments:** [DHSRWorkloadStats 2013-2014 Final.xls](#)

---

Per the discussion in the QI meeting this morning – here is the workload statistics report for SFY14. You may want to put on dark glasses before you try to read this report. Also – don't forget there is a second tab with OEMS information on it. Enjoy!

---

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 12:54:20 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Hey I made a couple of changes to slide 21, take a look. Anita did not have all the numbers right.

c

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** RE: 2016\_AB APP  
**Date:** Friday, October 02, 2015 9:59:16 AM  
**Attachments:** [2016\\_AB APP.doc](#)

---

I've completed the change on page 3 and attaching a copy for your review. Did you want to move the NPI on this form?

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:28 PM  
**To:** Stanford, Jodi E  
**Cc:** Conley, Azzie  
**Subject:** 2016\_AB APP

Please see change on page 3. Thank you

---

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Thank you for the call  
**Date:** Wednesday, October 07, 2015 1:54:05 PM  
**Attachments:** [asc workload 01012013 through 12312013.pdf](#)  
[abc 670summary survey july 1 2013 through june 30 2014.pdf](#)  
[Carolina Birth Center-Elm St High Point.pdf](#)

---

Azzie, I talked with Andy today and he wanted an update on monitoring as was done in 2013. He sent over previous information and would it be possible to send him same updated info for 2014. Thank you. He and I have discussed the information Representative Stam requested, which is a public record, and that I took over yesterday concerning data provided to Health Statistics and your office. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Andy Perrigo (Sen. Warren Daniel) [mailto:[Daniella@ncleg.net](mailto:Daniella@ncleg.net)]  
**Sent:** Wednesday, October 07, 2015 1:37 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** Thank you for the call

Dr. Williams,

Thank you so much for the call today. Attached is a couple of examples of the reports that were given me last year.

One other question that is reporting related that I had was if ASF's that do primarily abortions will be considered in the same manner as the independent abortion clinics. The only such surgical facility that I know of is the Carolina Birth Center. The types of procedures that it reported in 2014 could put it on the 'abortion clinic' list. The reason I ask is that Femcare, Inc was a registered ASF that was inspected with the abortion clinics.

Thank you, Dr. Williams, for your time today,

Andy Perrigo  
Legislative Assistant  
Office of Senator Warren T. Daniel  
[daniella@ncleg.net](mailto:daniella@ncleg.net)  
Office: (919) 715-7823

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AB APP  
**Date:** Thursday, October 01, 2015 4:28:30 PM  
**Attachments:** [2016\\_AB APP.doc](#)

---

Please see change on page 3. Thank you

---

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**From:** [Glendening, Erin](#)  
**To:** [Pfeiffer, Nadine](#); [DHSR.Web](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules for posting  
**Date:** Wednesday, September 30, 2015 4:06:11 PM

---

The rules have been posted on the website.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Vojtko, Dana](#); [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules to be entered into the Code  
**Date:** Tuesday, September 29, 2015 3:27:18 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0206.docx](#)

---

Hi Nadine,

Here are the corrections.

Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

---

**From:** Vojtko, Dana  
**Sent:** Tuesday, September 29, 2015 2:02 PM  
**To:** Pfeiffer, Nadine <nadine.pfeiffer@dhhs.nc.gov>; Bailey, Kelly D <kelly.bailey@oah.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>  
**Subject:** RE: Rules to be entered into the Code

Nadine,

## **26 NCAC 02C .0109 CITATION TO AUTHORITIES**

(a) The agency shall cite authorities according to the most current edition of the rules of citation contained in "A Uniform System of Citation" except as listed in Paragraph (b) of this Rule. "A Uniform System of Citation" is hereby incorporated by reference and includes subsequent amendments and editions. A copy may be obtained from the Harvard Law Review Association, Gannett House, 1511 Massachusetts Ave., Cambridge, Massachusetts 02138 at a cost of sixteen dollars (\$16.00).

(b) The agency shall cite:

- (1) the General Statutes of North Carolina as "G.S. #";
- (2) the Session Laws of North Carolina as "S.L. 20xx-xxx, s. x";
- (3) an Executive Order issued by the Governor as "E.O. #, (Governor's name), (year)";
- (4) the North Carolina Administrative Code as "(Title #) NCAC (Chapter or Subchapter #) (.####)";  
and
- (5) the North Carolina Register as "(Vol. #) NCR (Issue #), (page #)".

*History Note:* Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;  
Temporary Adoption Eff. November 1, 1995;  
Eff. April 1, 1996;  
Amended Eff. December 1, 2002.

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the

correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

This change was made pursuant to (1) shown in above OAH rule. It would also be correct to state "Article 9A, G.S. 90."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in our history note to RRC. Which one is correct, or does it matter?

See (2) in the above OAH rule, there should be a space. Kelly will add a space to the citation in rule .0303.

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Kelly will make this correction.

Thank you for your review. Let me know if you have any questions.

Dana

**Dana Vojtko**

*Publications Coordinator*

*Office of Administrative Hearings*

*(919) 431-3075*

[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

---

**From:** Pfeiffer, Nadine

**Sent:** Tuesday, September 29, 2015 1:15 PM

**To:** Bailey, Kelly D <[kelly.bailey@oah.nc.gov](mailto:kelly.bailey@oah.nc.gov)>

**Cc:** Vojtko, Dana <[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Rules to be entered into the Code

Hi Kelly,

I have reviewed the rules to be entered into the Code for 10A NCAC 14E and I found some things that I wanted to bring to your attention. I know some things you all automatically fix if it is a wording error for the Code (like substituting the word "Section" for "Subchapter") but I want to point some things out I found:

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in

our history note to RRC. Which one is correct, or does it matter?

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Everything else looks great!

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#); [Vojtko, Dana](#)  
**Subject:** Rule to be Entered into the Code  
**Date:** Monday, September 28, 2015 3:06:05 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0304.docx](#)  
[10A NCAC 14E .0305.docx](#)  
[10A NCAC 14E .0306.docx](#)  
[10A NCAC 14E .0307.docx](#)  
[10A NCAC 14E .0308.docx](#)  
[10A NCAC 14E .0309.docx](#)  
[10A NCAC 14E .0310.docx](#)  
[10A NCAC 14E .0311.docx](#)  
[10A NCAC 14E .0313.docx](#)  
[10A NCAC 14E .0315.docx](#)  
[10A NCAC 14E .0101.docx](#)  
[10A NCAC 14E .0104.docx](#)  
[10A NCAC 14E .0109.docx](#)  
[10A NCAC 14E .0111.docx](#)  
[10A NCAC 14E .0201.docx](#)  
[10A NCAC 14E .0202.docx](#)  
[10A NCAC 14E .0206.docx](#)  
[10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.docx](#)

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Hi Nadine,

Attached are Rules **10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302 - .0311, .0313, and .0315,** to be entered into the NC Administrative Code.

Pursuant to 26 NCAC 02C .0114, the agency shall notify OAH of any error made in the attached draft within 5 business days of receipt of this email. If OAH receives written notification from the agency of any error made by OAH, OAH shall correct the error.

OAH does not post rules to the internet until the agency has responded or until 5 business days has expired.

Even though the OAH rule does not require agencies to respond if the final draft is OK, we will post your rules on the internet if we should hear from you before the 5<sup>th</sup> business day.

Please acknowledge receipt of this e-mail.

Thank you, and have a great week!

*Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083*

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

**From:** [Pfeiffer, Nadine](#)  
**To:** [DHSR.Web](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Rules for posting  
**Date:** Tuesday, September 29, 2015 3:44:21 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Erin,

These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:49:25 PM

---

I haven't hear have got to call patsy about a nh issue will let you know.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:49 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** RE: Section hot topics

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM

**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)

~. Abortion: (collaborate with DPH, IT)

Implementation of amended rules

Annual surveys

Posting of surveys results on DHSR / DHHS website access

Collection of data (hospitals, ASC, ABCs)

Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Bcc:** [Conley, Azzie](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:16:00 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
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[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Tuesday, September 15, 2015 3:55:00 PM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Monday, September 14, 2015 9:21 AM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: Abortion Files  
**Date:** Thursday, December 03, 2015 9:37:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Johnson, Linda  
**Sent:** Thursday, December 03, 2015 9:19 AM  
**To:** Johnson, Linda  
**Cc:** Conley, Azzie  
**Subject:** Abortion Files

Good morning Gaye,

The abortion files that were in my cart yesterday are in the cubical waiting to be filed, or you can leave them until we meet on mailing out the licenses and filing the LRA.

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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[Twitter](#) [YouTube](#)

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Jones-vessey, Kathleen](#); [Staley, Danny](#)  
**Subject:** Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 11:47:00 AM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 2:06:00 PM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

FYI:

I talked with Kathleen this morning. I will insert another reminder on the 2016 LRA regarding reporting this data. Plans are to meet with Dr. Williams on 9/8.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 02, 2015 9:23 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Abortion reporting SCHS info

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

—  
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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#); [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: Abortion data  
**Date:** Wednesday, September 02, 2015 8:41:00 AM

---

No. I wanted to make sure you at least knew the meeting was today.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Ouimet, Cheryl  
**Sent:** Wednesday, September 02, 2015 8:20 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>  
**Subject:** RE: Abortion data

Morning Azzie,

Drexdal and Patsy are both out of the office today. I have not been in the loop about this topic. Do you need someone to go? I am in Adams from 1:30-2:00 today meeting with MCO CEOs and then have a 3:00 interview. What is your preference or need?

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---



**From:** Conley, Azzie

**Sent:** Wednesday, September 02, 2015 7:09 AM

**To:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>; Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>

**Subject:** Abortion data

The meeting is today with Dr. Williams and others at 2:00pm in 116 Adams Building. Does anyone plan to attend? Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** TechChgReq AB Rules Response 9-15-3  
**Date:** Thursday, September 10, 2015 11:14:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-3.docx](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Dickson, Tom E](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 11:42:00 AM

---

Your numbers were accurate. Thank you

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Williams, Paul D.](#)  
**Subject:** 2015 Hospital Abortions Totals LRAs.xls  
**Date:** Wednesday, September 09, 2015 11:40:00 AM  
**Attachments:** [2015 Hospital Abortions Totals LRAs.xls](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 9:14:00 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

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FYI.

Our numbers have been validated.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, August 13, 2015 8:54 AM  
**To:** Wooten, Maribeth T <Maribeth.Wooten@dhhs.nc.gov>; Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>; Howell, Eleanor <eleanor.howell@dhhs.nc.gov>; Avery, Matt <matt.avery@dhhs.nc.gov>  
**Subject:** DHSR Abortion Totals Comparisons with SCHS

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding

maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** FW:  
**Date:** Wednesday, August 12, 2015 3:10:00 PM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 11, 2015 2:41 PM  
**To:** McKillip, Matthew <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>; Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** RE:

2013: our LRA totals 29,536 for combined medical and surgical procedures  
2015: LRAs report 28,354 for combined medical and surgical procedures.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew  
**Sent:** Tuesday, August 11, 2015 1:54 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE:



I think it's worth doing a deeper dive on these two data sources (Randall's 2013 and the licensure renewal route) to make sure we are talking apples to apples.

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
101 Blair Drive, Raleigh, NC 27699-2001  
Phone: 919-855-4815  
Fax: 919-715-4645  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Dr. Randall Williams  
**Sent:** Tuesday, August 11, 2015 12:45 PM  
**To:** Conley, Azzie; McKillip, Matthew  
**Subject:** RE:

Thank you and that is a big increase from 2013 data. This trend is concerning. Randall

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 11, 2015 8:59 AM  
**To:** McKillip, Matthew  
**Cc:** Dr. Randall Williams  
**Subject:** RE:

I did not give Dr. Williams total abortion procedures. I provided total of 16 licensed clinics. 5 are under PPH. One opened in 2015.

Based on the 2015 licensure renewal applications, the combined total of medical and surgical procedures was 28,354. PPH reported 6161 for their facilities.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** McKillip, Matthew

**Sent:** Tuesday, August 11, 2015 8:46 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Subject:**

Azzie, can you share the total abortions provided by clinic based on your recent count with Dr. Williams and the time frame? He had a different figure from a couple years back.

Best,  
Matt

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
[101 Blair Drive, Raleigh, NC 27699-2001](https://www.ncdhhs.gov/101-Blair-Drive-Raleigh-NC-27699-2001)  
Phone: [919-855-4815](tel:919-855-4815)  
Fax: [919-715-4645](tel:919-715-4645)  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx  
**Date:** Wednesday, August 12, 2015 2:39:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Attached are examples of discrepancies among the data. Apparently, our numbers are much higher than reported to health statistics. Kathleen and I will probably talk later.

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 3:27:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

All the files/

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Stancil, Gaye S  
**Sent:** Tuesday, December 01, 2015 3:24 PM  
**To:** Conley, Azzie  
**Cc:** Johnson, Linda  
**Subject:** RE: abortion files

Azzie, are you referring to the 2015 applications?

Regards,

Gaye Stancil

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
N.C. Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 10:12:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

2009 applications. Whatever LRAs are in the file. Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Johnson, Linda  
**Sent:** Tuesday, December 01, 2015 10:10 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortion files

I will be available, do you know how far back they will be reviewing?

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>



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Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 12:14:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx](#)

---

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Date:** Tuesday, December 01, 2015 9:59:00 AM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

Sounds good.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:58 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Sounds good. Laurie Edgerton and April Duval will be there tomorrow morning – around 9 a.m.. I'll have them ask for you at the front desk.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 9:39 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion totals for 2009-present

We are in walking business to the Adams Building.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:28 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Great – they can stop by tomorrow (Wed) morning at 9 a.m. If they can't complete it all at that time, then they might also come on Thursday morning as well. When you get a chance, can you send info on how to get there – e.g. directions, parking, & how they can access your bldg.?

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
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Nothing Compares

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---

**From:** Conley, Azzie

**Sent:** Monday, November 30, 2015 9:02 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** Re: DHSR Abortion totals for 2009-present

Any day this week is good.

---

**From:** Jones-vessey, Kathleen  
**Sent:** Monday, November 30, 2015 5:06:31 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I just wanted to check back in with you regarding this. I guess those dates/times didn't work for you. If you could just let me know a good date for this, then I'll consult with the staff who would be assisting us with this. In general, I believe that 9 am-noon would work best for these staff.

Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:56 PM  
**To:** Conley, Azzie

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Okay, that doesn't sound too bad. So I think two of my staff (Laurie Edgerton & April Duval) are available to help tomorrow or Tuesday morning, after 9 a.m.. Just let me know if which date would work best for you. Directions & parking information would also be helpful as don't think that either have been to DHSR before.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office

919 733 8485 fax

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie

**Sent:** Thursday, November 19, 2015 2:27 PM

**To:** Jones-vessey, Kathleen

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Manual file review to pull the data.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:25 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

I'm down 4 staff right now, but I'll see what I can do. Before I send anyone over there, can you tell me what is involved with pulling this information? I just want to be sure I send the right staff.

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Thursday, November 19, 2015 2:23 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Kathleen

We have not starting compiling this data related to other workload priorities. Do you have staff available to assist?

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 12:44 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I was just checking back on this. Any idea when this might be complete? Dr. Williams is very much interested in these comparisons going back in time.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 11:42 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Importance:** High

I understand – I realize that this involves a lot of manual work. Just let me know what is a realistic timeframe for this. If there's anything that my staff can do to assist with this, please let me know.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Thursday, November 12, 2015 11:26 AM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

This will require a manual review of files from 2009 – and time to collect data.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 10:52 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** DHSR Abortion totals for 2009-present  
**Importance:** High

Hi Azzie,

Dr. Williams has asked us to compare SCHS abortion totals by facility with DHSR figures for a longer time period – specifically, from 2009-forward. As soon as possible, could you please send us abortion totals from 2009-present by facility, as documented in your DHSR annual licensure renewal reports? We currently have this information for the Oct 1, 2013 to Sept 30, 2014 time period – so no need to send that to us that report again, however.

Feel free to give me a call if you have any questions or need any additional information.

Best regards,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:01:00 PM  
**Attachments:** [image004.png](#)  
[image002.png](#)

---

Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Dr. Randall Williams

**Sent:** Tuesday, November 24, 2015 2:25 PM

**To:** Conley, Azzie

**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services

North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax

[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]

**Sent:** Tuesday, November 24, 2015 2:21 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>

**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam

Speaker Pro Tem

612 Legislative Office Building

300 N. Salisbury Street

Raleigh, NC 27603

Tel: 919-733-2962

Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--

[REDACTED]

(feel free to text)



**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 2:34:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

I just left you a voice message.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Dr. Randall Williams  
**Sent:** Tuesday, November 24, 2015 2:25 PM  
**To:** Conley, Azzie  
**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**  
Deputy Secretary for Health Services  
North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax  
[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive  
2001 Mail Service Center  
Raleigh, NC 27699-2001



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**Sent:** Tuesday, November 24, 2015 2:21 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>  
**Subject:** clinic inspections

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Rep. Paul Stam  
Speaker Pro Tem  
612 Legislative Office Building  
300 N. Salisbury Street  
Raleigh, NC 27603  
Tel: 919-733-2962  
Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

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02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

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--



(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [mvcario@ncha.org](mailto:mvcario@ncha.org)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:10:00 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)  
[image002.png](#)

---

Applications are in the mail!!!!!!!!!!!!!!

Please alert folk, the fee is computed on their individual application. Thank you!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

2712 Mail Service Center  
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**From:** Notario, Melanie [<mailto:MNotario@selectmedical.com>]  
**Sent:** Wednesday, November 18, 2015 11:07 AM  
**To:** Conley, Azzie  
**Subject:** FW: 2016\_Hospital app Blank

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario  
Manager of Regulatory Affairs

## SELECT MEDICAL: Improving Quality of Life

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.

**Sent:** Wednesday, November 18, 2015 10:46 AM

**To:** Notario, Melanie

**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]

**Sent:** Tuesday, November 17, 2015 5:27 PM

**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cumber; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone

**Cc:** Help Desk

**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be

mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Subject:** abortion files  
**Date:** Wednesday, November 18, 2015 8:19:00 AM  
**Attachments:** [20151118074327235.pdf](#)

---

Gaye:

Good morning:

Will you please provide Linda Johnson the documents listed? These are needed to complete the scanning of reports of surveys. Thank you.

**From:** [Conley, Azzie](#)  
**To:** [Mike Vicario](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:00 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!



**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Subject:** 2016\_Hospital app w\_nhlsupp Blank  
**Date:** Wednesday, November 18, 2015 9:59:00 AM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp Blank.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [DHSR Webmaster](#)  
**Cc:** [REDACTED]  
**Subject:** RE: Information Request  
**Date:** Tuesday, November 17, 2015 11:11:00 AM  
**Attachments:** [image002.png](#)

---

[REDACTED]

You are correct. A clinic closed at that location in 2013. A newly licensed clinic is operational under new ownership at the specified location. Please let me know if you need additional information. Thank you for your inquiry.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** DHSR Webmaster  
**Sent:** Monday, October 26, 2015 3:48 PM  
**To:** Conley, Azzie  
**Subject:** FW: Information Request

Azzie,

At your convenience, will you or your designee please respond to this inquiry and cc the DHSR Webmaster in your reply?

Thank you.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
**Sent:** Monday, October 26, 2015 3:37 PM  
**To:** DHSR Webmaster  
**Subject:** Information Request

Do you have a listing of the licensed abortion facilities in North Carolina?

I am wondering because there is a clinic that was closed by the state in 2013, but it is now reopened and offering abortions. The name of the clinic is 400-B Crutchfield Street, Durham, NC 27704. I called the clinic on October 15, and the gentleman who answered the phone (it sounded like he was the abortionist himself) said he could schedule me for an abortion the following Monday.

I couldn't find the clinic listed as a licensed health care facility on your site, though.

If you could send me a list of license abortion facilities, that would be great.

Thank you!

[REDACTED]

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** FW: Duke University Medical Center: Quick Question  
**Date:** Tuesday, November 10, 2015 5:16:00 PM  
**Attachments:** [image002.png](#)

---

Will you please respond? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Edgerton, Laurie  
**Sent:** Monday, October 26, 2015 8:49 AM  
**To:** Conley, Azzie  
**Subject:** FW: Duke University Medical Center: Quick Question

Good Morning,

I need to contact the person at Duke who fills out the LRA and ask a few questions about their abortion numbers. I'm following up with you because you are the person who is most likely to know who that person is.

Nobody I've contacted at Duke seems to know.

Thank you for any help you can provide.

Laurie

---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 1:21 PM  
**To:** Conley, Azzie  
**Subject:** RE: Duke University Medical Center: Quick Question

Thank you for getting back to me so quickly!

I don't have access to Duke's LRA, so I can't refer to it. Even my contact at Duke has no clue about who filled out Duke's LRA or where it can be found.

If you have a copy of Duke's LRA, please send me the name of the person who signed that document.

Thank you so much!

Laurie

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 1:14 PM  
**To:** Edgerton, Laurie  
**Subject:** RE: Duke University Medical Center: Quick Question

It is reported on your annual LRA.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
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---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 12:48 PM  
**To:** Conley, Azzie  
**Subject:** Duke University Medical Center: Quick Question

Hello Ms. Conley,

I hope you are doing well.

I was wondering, who gives you the abortion services count from Duke University Medical Center? My contact has no idea who that might be. If you have a name and phone number, I would love for you to send them to me.

Thank you so much!

Laurie L. Edgerton

N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

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**From:** [Conley, Azzie](#)  
**To:** [Jodi Robertson](#)  
**Subject:** Re: Abortion clinic renewal application  
**Date:** Saturday, November 07, 2015 1:26:55 PM

---

Initial and return. Thank you

---

**From:** Jodi Robertson <womenshealth27704@gmail.com>  
**Sent:** Saturday, November 7, 2015 10:57:25 AM  
**To:** Conley, Azzie  
**Subject:** Abortion clinic renewal application

Ms. Conley,

I have the renewal application and fee ready to send in but I am unsure what to do with the last 3 pages of the application. 1 page is the NC Abortion Statute and the other 2 are the front and back of the Induced Abortion Case Report; do I need to initial these and send them back?

I left you a phone message Friday afternoon, but thought email might be an easier to communicate.

Thank you for your help,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc.  
400-B Crutchfield St  
Durham, NC 2704

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#); [Conley, Azzie](#)  
**Subject:** abortion clinics  
**Date:** Friday, November 06, 2015 2:01:00 PM  
**Attachments:** [image001.png](#)

---

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Re: VIOLATIONS - Woma"s Right to Know  
**Date:** Thursday, October 01, 2015 10:28:56 PM

---

These would be violations of the act. I need to see if the first facility is a physician based practice or under a hospital. During investigations last year, APWC was in compliance with the act.

---

**From:** Pratt, Drexdal  
**Sent:** Thursday, October 1, 2015 5:28:03 PM  
**To:** Conley, Azzie  
**Cc:** Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Azzie

Please take a look at this. Let me know if we need to investigate. Thanks

---

**From:** Dr. Randall Williams  
**Sent:** Thursday, October 01, 2015 5:10 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; Kulinski, Kelly <kelly.kulinski@dhhs.nc.gov>; Glasgow, Patricia <Patricia.Glasgow@dhhs.nc.gov>  
**Cc:** Pratt, Drexdal <drexdal.pratt@dhhs.nc.gov>  
**Subject:** RE: VIOLATIONS - Woma's Right to Know

Drexdal, please let me know if we need to be involved but sounds regulatory. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Sholar, Adam  
**Sent:** Thursday, October 01, 2015 4:41 PM  
**To:** Kulinski, Kelly <[kelly.kulinski@dhhs.nc.gov](mailto:kelly.kulinski@dhhs.nc.gov)>; Glasgow, Patricia <[Patricia.Glasgow@dhhs.nc.gov](mailto:Patricia.Glasgow@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Kelly and Patricia,  
Please handle as usual.

Randall and Drexdal - FYI

---

**From:** Robb Jansen (Sen. Joyce Krawiec) [<mailto:krawiecla@ncleg.net>]  
**Sent:** Thursday, October 01, 2015 2:37 PM  
**To:** Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Adam,

Senator Krawiec received the email below which has her concerned about DHHS oversight of abortion clinics. She asked me to forward it to you to see if there is anything DHHS can do to help the situation. All the concerns are outlined in the email below. We appreciate any help you can provide.

Best regards,

Robb

-----

**Robb Jansen**

Legislative Assistant  
North Carolina Senate  
Office of Sen. Joyce Krawiec  
(919) 733-7850 | [krawiecla@ncleg.net](mailto:krawiecla@ncleg.net)

Begin forwarded message:

**From:** [REDACTED]  
**Date:** September 25, 2015 at 3:36:51 PM EDT  
**To:** [jrkrawiec@aol.com](mailto:jrkrawiec@aol.com)  
**Subject:** VIOLATIONS - Woma's Right to Know

Hi, Senator Krawiec -

Recently, I called two abortion clinics in Charlotte and I want to alert you of the Woman's Right to Know Act violations I discovered.

At Carolina Center for Women, "Wendover":

- 1.) The name of the doctor isn't given until the day of the appointment. This leaves the woman no time to research her doctor. We know they will not tell her if he has local hospital privileges or of his insurance malpractice status.
- 2.) "Counseling" is done on the SAME day as the abortion. I was told the counseling is just a RECORDING. If a woman has questions, how is she supposed to ask a recording?! I was assured there would not be a nurse to call me back and no one there to talk me out of it which leads me to believe other options are not discussed.

3.) With everything being on the same day, do you really believe they follow the four-hour waiting period between the ultrasound and the abortion. NO. We know ultrasounds are only given to size the baby. The bigger the baby, the more money they make. The woman never sees it.

At A Preferred Women's Health Center, "Latrobe":

Again, the name of the doctor isn't given until the day of the appointment - violating the 24-hour waiting period.

These two clinics admitted to everything being done on the same day. An admission to that is an admission to breaking the law.

It is my understanding that the only thing that can be done is a woman or man can sue AFTER the fact. Which is ridiculous. And this law is weak. What good is a law without repercussions?

If I have misunderstood the Woman's Right to Know Act, please correct me. And please let me know of any changes beginning October 1 - other than the 72-hour waiting period.

With the above violations and health citations, these clinics need to be shut down permanently. I trust I have your attention on this matter and I look forward to hearing from you soon to discuss what can be done and what changes will be made.

Thank you,



Cabarrus county

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AB APP  
**Date:** Thursday, October 01, 2015 4:28:00 PM  
**Attachments:** [2016\\_AB APP.doc](#)

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Please see change on page 3. Thank you

**From:** [Conley, Azzie](#)  
**To:** [Lamphere, Megan](#)  
**Subject:** FW: Rules for posting  
**Date:** Tuesday, September 29, 2015 4:15:00 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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Merry Christmas!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Re: Hot topics  
**Date:** Tuesday, September 22, 2015 6:34:06 PM

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I will finalize Thursday.

Thanks to each of you!

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:08:24 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: Hot topics

The list looks good to me. Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:22 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: Hot topics

I have to provide to Drexdal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)



**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:03 PM

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FYI

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**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);



*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

(a) Personnel Records:

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of

the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Subject:** 2016\_Hospital app blank  
**Date:** Wednesday, October 28, 2015 1:14:00 PM  
**Attachments:** [2016\\_Hospital app blank .doc](#)

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Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.



**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Deporter, Cindy](#)  
**Subject:** ABC data legislation  
**Date:** Friday, September 18, 2015 12:26:00 PM

---

Linda:

I will be out of the office Monday through Wednesday. I have hospital files in my office that questions have been raised regarding abortion procedures and other items. I have referred a couple folk to you regarding the process to amend data in hospital files. Concerns go as far back as the 2009 LRA data (SMILE).

Lynn will be covering in my absence and available to assist as needed. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Cc:** [Christian, Patsy](#); [Deporter, Cindy](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 1:12:00 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

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Updated slide(s) for the Acute and Home Care Section: #20 and #21.

**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Cc:** [Mccarty, Debbie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014.ppt  
**Date:** Monday, October 26, 2015 11:40:00 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

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Please review slides 21 and 22 or 20 and 21.

Debbie:

Please review same slides and advise.

Thank you.

**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 3:38:00 PM  
**Attachments:** [Procedure Manual.ppt](#)

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Too many manuals to get the job done. Reminds me of the huge white binders we use to keep with the SOM.

I made minor change to slide 6, the list of programs. Love it!

*HAPPY BOSSES DAY!!!!!!!!!!!!!!!!!!!!!!*

**From:** [Conley, Azzie](#)  
**Subject:** Fw: Hot topics  
**Date:** Monday, September 21, 2015 7:13:58 PM

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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

**From:** [Howell, Eleanor](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Automatic reply: DHSR Abortion totals for 2009-present  
**Date:** Thursday, November 12, 2015 11:26:04 AM

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I am out of the office until Monday, November 16, and will not have access to e-mail. If you need immediate assistance, contact the State Center for Health Statistics at 919-733-4728. For data requests, you may e-mail [SCHS.Info@dhhs.nc.gov](mailto:SCHS.Info@dhhs.nc.gov).

**Eleanor Howell**

Director, State Center for Health Statistics  
Division of Public Health  
North Carolina Department of Health and Human Services

919 715 7475 office  
919 733 8485 fax  
[Eleanor.Howell@dhhs.nc.gov](mailto:Eleanor.Howell@dhhs.nc.gov)

222 N. Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900

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**From:** [Jodi Robertson](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Abortion clinic renewal application  
**Date:** Saturday, November 07, 2015 1:45:30 PM

---

Thank you!

On Sat, Nov 7, 2015 at 1:26 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:  
They are reminders.

---

**From:** Jodi Robertson <[womenshealth27704@gmail.com](mailto:womenshealth27704@gmail.com)>  
**Sent:** Saturday, November 7, 2015 10:57:25 AM  
**To:** Conley, Azzie  
**Subject:** Abortion clinic renewal application

Ms. Conley,

I have the renewal application and fee ready to send in but I am unsure what to do with the last 3 pages of the application. 1 page is the NC Abortion Statute and the other 2 are the front and back of the Induced Abortion Case Report; do I need to initial these and send them back?

I left you a phone message Friday afternoon, but thought email might be an easier to communicate.

Thank you for your help,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc.  
400-B Crutchfield St  
Durham, NC 2704

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:33 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**To:** [Williams, Paul D.](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, September 09, 2015 10:27:31 AM

---

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**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**To:** rach  
**Subject:** FW: Rules for posting  
**Date:** Tuesday, September 29, 2015 4:03:41 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:36:44 PM

---

To help me get a better understanding of how the licensure reporting works, can you send me a copy of the form/s they fill out &/or the process they go through for this?

Thank you!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 12:45 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 12:14 PM

**To:** Jones-vessey, Kathleen

**Cc:** Conley, Azzie

**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:00:50 PM  
**Attachments:** [image001.png](#)  
[image004.png](#)  
[image003.png](#)

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Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712

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---

**From:** Dr. Randall Williams  
**Sent:** Tuesday, November 24, 2015 2:25 PM  
**To:** Conley, Azzie  
**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services

North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax

[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive

2001 Mail Service Center

Raleigh, NC 27699-2001



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[Twitter](#) [YouTube](#)

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---

**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]

**Sent:** Tuesday, November 24, 2015 2:21 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>

**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam

Speaker Pro Tem

612 Legislative Office Building

300 N. Salisbury Street

Raleigh, NC 27603

Tel: 919-733-2962

Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--

[REDACTED]

(feel free to text)

**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:10:34 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

This is what I resent on Tuesday. Apparently, he did not get the email on Monday.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:13:04 PM

---

**From:** Ethridge, Lynn  
**Sent:** Tuesday, September 22, 2015 6:09 PM  
**To:** Conley, Azzie  
**Subject:** Re: no objections~

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine

**Sent:** Monday, September 21, 2015 1:07:27 PM

**To:** Conley, Azzie

**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:10 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:49 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:23 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#); [Jones-vessey, Kathleen](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 1:18:40 PM

---

Great....just sent you a meeting invite.

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 16, 2015 1:16 PM  
**To:** Pettiford, Belinda; Jones-vessey, Kathleen  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Friday should be good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Wednesday, September 16, 2015 12:45 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Thanks Kathleen!

Azzie – do you have time for us to connect briefly on Friday?

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services

Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 16, 2015 12:38 PM  
**To:** Pettiford, Belinda  
**Cc:** Conley, Azzie  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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error, please notify the sender immediately and delete all records of this email.

**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: hospital  
**Date:** Thursday, December 03, 2015 10:41:24 AM  
**Attachments:** [abortions 2009 to current.xlsx](#)  
[image001.png](#)

---

Here you go. Let me know if you have any questions.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 4:51 PM

**To:** Dickson, Tom E <tom.dickson@dhhs.nc.gov>

**Subject:** RE: hospital

Perfect. Thank you!

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 4:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

No problem. It looks like I can query a database going back all the way to 2009. What would you like?

**Tom Dickson, PhD**  
Data Analyst  
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office  
919-715-4413 fax  
[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive  
2714 Mail Service Center  
Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie  
**Sent:** Wednesday, December 02, 2015 3:16 PM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: hospital

My goof. How many years of data can you provide? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 10:27 AM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

Yes, the number of abortions can be pulled. Does it need to be something different than what I sent previously? I will forward that email along with the attachment that I sent in September.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 9:31 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** hospital

Help!

Are you able to pull a report that will provide the number of abortion procedures performed in hospitals?

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 8:20:14 AM

---

Yea, call each one of them. No, I will post the rules on the website once we get the final version from OAH. We just hang tight until then. Talk to you soon!

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: no objections~

Awesome. Do we need to do an interested parties notice? I am out till Thursday!

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
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(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** no objections~  
**Date:** Monday, September 21, 2015 1:07:29 PM

---

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
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Raleigh, NC 27603  
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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 12:38:28 PM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, December 02, 2015 10:27:08 AM  
**Attachments:** [abortions2015.xlsx](#)  
[image001.png](#)

---

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,

Tom Dickson, PhD

N.C. Department of Health and Human Services

Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation

809 Ruggles Drive

Raleigh, N.C. 27603

Phone: 919-855-3881

Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---



**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:09 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 5:27:32 PM

---

Azzie thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Jones-vessey, Kathleen <kathleen.jones-vessey@dhhs.nc.gov>; Staley, Danny <Danny.Staley@dhhs.nc.gov>  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Wednesday, September 09, 2015 12:54:53 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

Azzie,

This is the updated document.

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 10:47:10 AM  
**Attachments:** [abortions2015.xlsx](#)

---

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,

Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 9:23:21 AM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Bennett, Paige](#); [Brown, Elizabeth](#); [Dickson, Tom E](#); [Carraway, Shelley](#); [Yakaboski, Greg](#); [Conley, Azzie](#); [McLamb, Sandra](#)  
**Subject:** Edits to Hospital LRA  
**Date:** Thursday, August 20, 2015 3:42:35 PM  
**Attachments:** [2016 Hospital LRA-Amy Changes.docx](#)

---

Here is a Word file containing my changes to the LRA that we discussed at the meeting. Paige will have other changes to send you.

I'll also come down and bring you a hard copy. A few changes are only on the hardcopy version. Please let me know if something doesn't make sense.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:20:43 PM

---

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 12:45:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Wooten, Maribeth T](#); [Dr. Randall Williams](#)  
**Cc:** [Conley, Azzie](#); [Howell, Eleanor](#); [Avery, Matt](#)  
**Subject:** DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 8:54:15 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 2014 Abortions Totals.08.13.2015.xls  
**Date:** Thursday, August 13, 2015 8:18:29 AM  
**Attachments:** [2014 Abortions Totals.08.13.2015.xls](#)  
**Importance:** High

---

Azzie,

FYI...please see the attachment.

Paul

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion licensure statistics  
**Date:** Wednesday, August 12, 2015 11:41:03 AM  
**Attachments:** [DHSR Abortion Totals Comparisons.xlsx](#)  
[DHSR Abortion Totals Comparison Oct 1 2012 to Sept 30 2013..html](#)

---

Hi Azzie,

From what I can tell, it does not appear that the reporting period differences explain the discrepancies in abortion reporting. See our SCHS abortion reports attached.

A few things to keep in mind about the attached reports:

- The 10/1/2013 – 9/30/2014 report in Excel is still provisional, but should be quite close to final (we keep track of the # of records as they come in, before we submit the forms to our data entry contractor). For this time period, I could not analyze the data by procedure type as the 2014 data file has not been completed yet.
- The 10/1/2012 – 09/30/2013 report is based on final data reported during 2012 & 2013. So these figures are

If you could run these form your data as well, then I'd be happy to compare the figures for us by facility to see if there are any outliers.

Feel free to give me a call & we can discuss this further. I believe that Don Akin, on my staff, discussed this same issue with you last year. Unfortunately, Don passed away suddenly about a week ago, so either Matt Avery (head of my Vital Statistics group) or myself will take the lead on this from now on.

Thanks,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:32 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion licensure statistics

Part of the concern may be related to the reporting period.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 8:12 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** DHSR Abortion licensure statistics  
**Importance:** High

Hi Azzie,

I believe that we met awhile back regarding Hospital Neonatal Levels of Care. Today I have a quick question for you regarding abortion facility reporting. Per NC statute, the State Center for Health Statistics (SCHS) receives abortion reporting forms from all facilities performing abortions in the state (<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H465v6.pdf>). In 2013, we received a total of 22,820 abortion forms from facilities in the state. I spoke with Randall Williams this morning & he noted DHSR receives similar reports for licensure and that your totals are significantly higher (e.g. 29,536).

To help reconcile this discrepancy, as soon as possible, could you please send me a report showing abortion frequencies by facility for 2013-2014? This information will help SCHS determine which facility/facilities are having abortion reporting problems. We can then use this information as leverage to help ensure that SCHS receives accurate reports from facilities now & in the future.

If you'd like to discuss this further, I should be at my desk this morning until noon – please feel free to give me a call.

Thanks so much for your prompt attention to this.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** Proposed Abortion Rules  
**Date:** Thursday, July 16, 2015 9:29:41 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-1.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[Form0400PermRule 14E .0303.docx](#)  
[Form0400PermRule 14E .0304.docx](#)  
[Form0400PermRule 14E .0305.docx](#)  
[Form0400PermRule 14E .0306.docx](#)  
[Form0400PermRule 14E .0307.docx](#)  
[Form0400PermRule 14E .0308.docx](#)  
[Form0400PermRule 14E .0309.docx](#)  
[Form0400PermRule 14E .0310.docx](#)  
[Form0400PermRule 14E .0311.docx](#)  
[Form0400PermRule 14E .0313.docx](#)  
[Form0400PermRule 14E .0315.docx](#)

---

Dr. Williams,

Drexdal Pratt asked me to send you the proposed Abortion rules that we are intending to adopt and submit to the Rules Review Commission next week for their September 17<sup>th</sup> meeting. The proposed effective date of these rules is October 1, 2015. These rules were developed with a committee that consisted of certified abortion clinic representatives, physicians, professional licensing agencies, the public and DHSR staff. Following the public hearing and public comment period on these rules, we received 1400 comments on these rules. We have made some changes to the original text of the rules based on SL 2015-62 that addressed the negative comments, such as not allowing someone under 18 work in a clinic and requiring annual inspections of the clinics. If you would like to see a spreadsheet of the all the comments, I would be happy to send that to you.

If you have any questions or would like further information, please do not hesitate to contact me.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Notario, Melanie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:07:48 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)

---

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario

Manager of Regulatory Affairs

**SELECT MEDICAL: Improving Quality of Life**

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.  
**Sent:** Wednesday, November 18, 2015 10:46 AM  
**To:** Notario, Melanie  
**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]  
**Sent:** Tuesday, November 17, 2015 5:27 PM  
**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cummer; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone  
**Cc:** Help Desk  
**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:43 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Lewis, Steven](#)  
**To:** [Ouimet, Cheryl](#); [Conley, Azzie](#); [Lamphere, Megan](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: updated slides for 2015 annual training  
**Date:** Monday, November 02, 2015 10:19:26 AM  
**Attachments:** [Annual Staff Training Presentation Construction changes for NOV 2015 meeting.ppt](#)

---

Construction changes to slide.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

**From:** Ouimet, Cheryl  
**Sent:** Thursday, October 22, 2015 8:29 AM  
**To:** Conley, Azzie; Lamphere, Megan; Lewis, Steven  
**Cc:** Christian, Patsy  
**Subject:** updated slides for 2015 annual training

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update you slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Lamphere, Megan](#); [Lewis, Steven](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** updated slides for 2015 annual training  
**Date:** Thursday, October 22, 2015 8:29:07 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update your slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 12:54:20 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Hey I made a couple of changes to slide 21, take a look. Anita did not have all the numbers right.

c

---

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Thank you for the call  
**Date:** Wednesday, October 07, 2015 1:54:05 PM  
**Attachments:** [asc workload 01012013 through 12312013.pdf](#)  
[abc 670summary survey july 1 2013 through june 30 2014.pdf](#)  
[Carolina Birth Center-Elm St High Point.pdf](#)

---

Azzie, I talked with Andy today and he wanted an update on monitoring as was done in 2013. He sent over previous information and would it be possible to send him same updated info for 2014. Thank you. He and I have discussed the information Representative Stam requested, which is a public record, and that I took over yesterday concerning data provided to Health Statistics and your office. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Andy Perrigo (Sen. Warren Daniel) [mailto:[Daniella@ncleg.net](mailto:Daniella@ncleg.net)]  
**Sent:** Wednesday, October 07, 2015 1:37 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** Thank you for the call

Dr. Williams,

Thank you so much for the call today. Attached is a couple of examples of the reports that were given me last year.

One other question that is reporting related that I had was if ASF's that do primarily abortions will be considered in the same manner as the independent abortion clinics. The only such surgical facility that I know of is the Carolina Birth Center. The types of procedures that it reported in 2014 could put it on the 'abortion clinic' list. The reason I ask is that Femcare, Inc was a registered ASF that was inspected with the abortion clinics.

Thank you, Dr. Williams, for your time today,

Andy Perrigo  
Legislative Assistant  
Office of Senator Warren T. Daniel  
[daniella@ncleg.net](mailto:daniella@ncleg.net)  
Office: (919) 715-7823

---

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: Abortion Files  
**Date:** Thursday, December 03, 2015 9:37:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Johnson, Linda  
**Sent:** Thursday, December 03, 2015 9:19 AM  
**To:** Johnson, Linda  
**Cc:** Conley, Azzie  
**Subject:** Abortion Files

Good morning Gaye,

The abortion files that were in my cart yesterday are in the cubical waiting to be filed, or you can leave them until we meet on mailing out the licenses and filing the LRA.

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Jones-vessey, Kathleen](#); [Staley, Danny](#)  
**Subject:** Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 11:47:00 AM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 2:06:00 PM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

FYI:

I talked with Kathleen this morning. I will insert another reminder on the 2016 LRA regarding reporting this data. Plans are to meet with Dr. Williams on 9/8.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 02, 2015 9:23 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Abortion reporting SCHS info

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

—  
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**From:** [Conley, Azzie](#)  
**To:** [Dickson, Tom E](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 11:42:00 AM

---

Your numbers were accurate. Thank you

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,



From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Williams, Paul D.](#)  
**Subject:** 2015 Hospital Abortions Totals LRAs.xls  
**Date:** Wednesday, September 09, 2015 11:40:00 AM  
**Attachments:** [2015 Hospital Abortions Totals LRAs.xls](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:33:00 PM

---

Dr. Williams:

See below. We have verified DHSR's numbers as reported on the annual licensure renewal applications. Health Stat has the numbers and a plan to contact clinics to determine the discrepancies. Please let me know if you need more information. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 3:21 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 9:14:00 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

FYI.

Our numbers have been validated.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, August 13, 2015 8:54 AM  
**To:** Wooten, Maribeth T <Maribeth.Wooten@dhhs.nc.gov>; Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>; Howell, Eleanor <eleanor.howell@dhhs.nc.gov>; Avery, Matt <matt.avery@dhhs.nc.gov>  
**Subject:** DHSR Abortion Totals Comparisons with SCHS

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding

maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:39:00 PM

---

Sounds good. Do you recommend going with DHSR's numbers as reported in the annual renewal applications?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 3:21 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
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[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:12:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 12:45 PM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!  
KJ-V

Kathleen Jones-Vessey, M.S.  
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Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
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**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx  
**Date:** Wednesday, August 12, 2015 2:39:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Attached are examples of discrepancies among the data. Apparently, our numbers are much higher than reported to health statistics. Kathleen and I will probably talk later.

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 3:27:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

All the files/

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
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---

**From:** Stancil, Gaye S  
**Sent:** Tuesday, December 01, 2015 3:24 PM  
**To:** Conley, Azzie  
**Cc:** Johnson, Linda  
**Subject:** RE: abortion files

Azzie, are you referring to the 2015 applications?

Regards,

Gaye Stancil

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
N.C. Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 10:12:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

2009 applications. Whatever LRAs are in the file. Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Johnson, Linda  
**Sent:** Tuesday, December 01, 2015 10:10 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortion files

I will be available, do you know how far back they will be reviewing?

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
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**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

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**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Date:** Tuesday, December 01, 2015 9:59:00 AM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

Sounds good.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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Raleigh, NC 27699-2712



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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:58 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Sounds good. Laurie Edgerton and April Duval will be there tomorrow morning – around 9 a.m.. I'll have them ask for you at the front desk.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900



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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 9:39 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion totals for 2009-present

We are in walking business to the Adams Building.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:28 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Great – they can stop by tomorrow (Wed) morning at 9 a.m. If they can't complete it all at that time, then they might also come on Thursday morning as well. When you get a chance, can you send info on how to get there – e.g. directions, parking, & how they can access your bldg.?

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900



Nothing Compares

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**From:** Conley, Azzie

**Sent:** Monday, November 30, 2015 9:02 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** Re: DHSR Abortion totals for 2009-present

Any day this week is good.

---

**From:** Jones-vessey, Kathleen  
**Sent:** Monday, November 30, 2015 5:06:31 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I just wanted to check back in with you regarding this. I guess those dates/times didn't work for you. If you could just let me know a good date for this, then I'll consult with the staff who would be assisting us with this. In general, I believe that 9 am-noon would work best for these staff.

Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900



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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:56 PM  
**To:** Conley, Azzie

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Okay, that doesn't sound too bad. So I think two of my staff (Laurie Edgerton & April Duval) are available to help tomorrow or Tuesday morning, after 9 a.m.. Just let me know if which date would work best for you. Directions & parking information would also be helpful as don't think that either have been to DHSR before.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office

919 733 8485 fax

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie

**Sent:** Thursday, November 19, 2015 2:27 PM

**To:** Jones-vessey, Kathleen

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Manual file review to pull the data.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive



Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:25 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

I'm down 4 staff right now, but I'll see what I can do. Before I send anyone over there, can you tell me what is involved with pulling this information? I just want to be sure I send the right staff.

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Thursday, November 19, 2015 2:23 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Kathleen

We have not starting compiling this data related to other workload priorities. Do you have staff available to assist?

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 12:44 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I was just checking back on this. Any idea when this might be complete? Dr. Williams is very much interested in these comparisons going back in time.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 11:42 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Importance:** High

I understand – I realize that this involves a lot of manual work. Just let me know what is a realistic timeframe for this. If there's anything that my staff can do to assist with this, please let me know.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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-

---

**From:** Conley, Azzie  
**Sent:** Thursday, November 12, 2015 11:26 AM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

This will require a manual review of files from 2009 – and time to collect data.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 10:52 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** DHSR Abortion totals for 2009-present  
**Importance:** High

Hi Azzie,

Dr. Williams has asked us to compare SCHS abortion totals by facility with DHSR figures for a longer time period – specifically, from 2009-forward. As soon as possible, could you please send us abortion totals from 2009-present by facility, as documented in your DHSR annual licensure renewal reports? We currently have this information for the Oct 1, 2013 to Sept 30, 2014 time period – so no need to send that to us that report again, however.

Feel free to give me a call if you have any questions or need any additional information.

Best regards,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
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-

**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:01:00 PM  
**Attachments:** [image004.png](#)  
[image002.png](#)

---

Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
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---

**From:** Dr. Randall Williams

**Sent:** Tuesday, November 24, 2015 2:25 PM

**To:** Conley, Azzie

**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services

North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax

[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]

**Sent:** Tuesday, November 24, 2015 2:21 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>

**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam

Speaker Pro Tem

612 Legislative Office Building

300 N. Salisbury Street

Raleigh, NC 27603



Tel: 919-733-2962

Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--



(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 2:34:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

I just left you a voice message.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
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**From:** Dr. Randall Williams  
**Sent:** Tuesday, November 24, 2015 2:25 PM  
**To:** Conley, Azzie  
**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**  
Deputy Secretary for Health Services  
North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax  
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**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>  
**Subject:** clinic inspections

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Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

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--

[REDACTED]

(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [mvcario@ncha.org](mailto:mvcario@ncha.org)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:10:00 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)  
[image002.png](#)

---

Applications are in the mail!!!!!!!!!!!!!!

Please alert folk, the fee is computed on their individual application. Thank you!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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**From:** Notario, Melanie [<mailto:MNotario@selectmedical.com>]  
**Sent:** Wednesday, November 18, 2015 11:07 AM  
**To:** Conley, Azzie  
**Subject:** FW: 2016\_Hospital app Blank

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario  
Manager of Regulatory Affairs

## SELECT MEDICAL: Improving Quality of Life

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.

**Sent:** Wednesday, November 18, 2015 10:46 AM

**To:** Notario, Melanie

**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]

**Sent:** Tuesday, November 17, 2015 5:27 PM

**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cumber; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone

**Cc:** Help Desk

**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be

mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [Mike Vicario](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:00 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!



**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Re: VIOLATIONS - Woma's Right to Know  
**Date:** Thursday, October 01, 2015 10:28:56 PM

---

These would be violations of the act. I need to see if the first facility is a physician based practice or under a hospital. During investigations last year, APWC was in compliance with the act.

---

**From:** Pratt, Drexdal  
**Sent:** Thursday, October 1, 2015 5:28:03 PM  
**To:** Conley, Azzie  
**Cc:** Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Azzie

Please take a look at this. Let me know if we need to investigate. Thanks

---

**From:** Dr. Randall Williams  
**Sent:** Thursday, October 01, 2015 5:10 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; Kulinski, Kelly <kelly.kulinski@dhhs.nc.gov>; Glasgow, Patricia <Patricia.Glasgow@dhhs.nc.gov>  
**Cc:** Pratt, Drexdal <drexdal.pratt@dhhs.nc.gov>  
**Subject:** RE: VIOLATIONS - Woma's Right to Know

Drexdal, please let me know if we need to be involved but sounds regulatory. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Sholar, Adam  
**Sent:** Thursday, October 01, 2015 4:41 PM  
**To:** Kulinski, Kelly <[kelly.kulinski@dhhs.nc.gov](mailto:kelly.kulinski@dhhs.nc.gov)>; Glasgow, Patricia <[Patricia.Glasgow@dhhs.nc.gov](mailto:Patricia.Glasgow@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Kelly and Patricia,  
Please handle as usual.

Randall and Drexdal - FYI

---

**From:** Robb Jansen (Sen. Joyce Krawiec) [<mailto:krawiecla@ncleg.net>]

**Sent:** Thursday, October 01, 2015 2:37 PM

**To:** Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>

**Subject:** FW: VIOLATIONS - Woma's Right to Know

Adam,

Senator Krawiec received the email below which has her concerned about DHHS oversight of abortion clinics. She asked me to forward it to you to see if there is anything DHHS can do to help the situation. All the concerns are outlined in the email below. We appreciate any help you can provide.

Best regards,

Robb

-----

**Robb Jansen**

Legislative Assistant

North Carolina Senate

Office of Sen. Joyce Krawiec

(919) 733-7850 | [krawiecla@ncleg.net](mailto:krawiecla@ncleg.net)

Begin forwarded message:

**From:** [REDACTED]  
**Date:** September 25, 2015 at 3:36:51 PM EDT  
**To:** [jrkrawiec@aol.com](mailto:jrkrawiec@aol.com)  
**Subject:** VIOLATIONS - Woma's Right to Know

Hi, Senator Krawiec -

Recently, I called two abortion clinics in Charlotte and I want to alert you of the Woman's Right to Know Act violations I discovered.

At Carolina Center for Women, "Wendover":

1.) The name of the doctor isn't given until the day of the appointment. This leaves the woman no time to research her doctor. We know they will not tell her if he has local hospital privileges or of his insurance malpractice status.

2.) "Counseling" is done on the SAME day as the abortion. I was told the counseling is just a RECORDING. If a woman has questions, how is she supposed to ask a recording?! I was assured there would not be a nurse to call me back and no one there to talk me out of it which leads me to believe other options are not discussed.

3.) With everything being on the same day, do you really believe they follow the four-hour waiting period between the ultrasound and the abortion. NO. We know ultrasounds are only given to size the baby. The bigger the baby, the more money they make. The woman never sees it.

At A Preferred Women's Health Center, "Latrobe":

Again, the name of the doctor isn't given until the day of the appointment - violating the 24-hour waiting period.

These two clinics admitted to everything being done on the same day. An admission to that is an admission to breaking the law.

It is my understanding that the only thing that can be done is a woman or man can sue AFTER the fact. Which is ridiculous. And this law is weak. What good is a law without repercussions?

If I have misunderstood the Woman's Right to Know Act, please correct me. And please let me know of any changes beginning October 1 - other than the 72-hour waiting period.

With the above violations and health citations, these clinics need to be shut down permanently. I trust I have your attention on this matter and I look forward to hearing from you soon to discuss what can be done and what changes will be made.

Thank you,



Cabarrus county

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:05:24 PM

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Check under announcements on the DHSR home page.

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**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:12 PM

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FYI. This is awesome! We need to provide copies to staff.

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**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
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**From:** [Conley, Azzie](#)  
**To:** [Sholar, Adam](#); [McKillip, Matthew](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 6:53:27 PM

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FYI.

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**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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(Office) 919-855-3750  
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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** Re: no objections~  
**Date:** Monday, September 21, 2015 6:52:46 PM

---

Awesome. Do we need to do an interested parties notice? I am out till Thursday!

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

# **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
    - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
      - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
      - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
      - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
      - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
      - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
      - (vi) Air handling duct systems shall not have duct linings.
      - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
  - (2) Plumbing And Other Piping Systems.
    - (a) Medical Gas and Vacuum Systems
      - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
      - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;



- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

(a) Personnel Records:

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of

the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Cc:** [Christian, Patsy](#); [Deporter, Cindy](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 1:12:00 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Updated slide(s) for the Acute and Home Care Section: #20 and #21.

**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Cc:** [Mccarty, Debbie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014.ppt  
**Date:** Monday, October 26, 2015 11:40:00 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

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Please review slides 21 and 22 or 20 and 21.

Debbie:

Please review same slides and advise.

Thank you.



**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** RE: no objections~  
**Date:** Monday, September 21, 2015 10:09:14 PM

---

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:09:32 PM

---

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

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**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
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Rules Review Manager, Division of Health Service Regulation  
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Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Howell, Eleanor](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Automatic reply: DHSR Abortion totals for 2009-present  
**Date:** Thursday, November 12, 2015 11:26:04 AM

---

I am out of the office until Monday, November 16, and will not have access to e-mail. If you need immediate assistance, contact the State Center for Health Statistics at 919-733-4728. For data requests, you may e-mail [SCHS.Info@dhhs.nc.gov](mailto:SCHS.Info@dhhs.nc.gov).

**Eleanor Howell**

Director, State Center for Health Statistics  
Division of Public Health  
North Carolina Department of Health and Human Services

919 715 7475 office  
919 733 8485 fax  
[Eleanor.Howell@dhhs.nc.gov](mailto:Eleanor.Howell@dhhs.nc.gov)

222 N. Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

FYI.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:32 PM  
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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Monday, March 09, 2015 4:18:33 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

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FYI.

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**To:** [Williams, Paul D.](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, September 09, 2015 10:27:31 AM

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**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---



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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: Abortion data  
**Date:** Wednesday, September 02, 2015 8:49:17 AM

---

Ok. Thanks

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 02, 2015 8:47 AM  
**To:** Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>  
**Subject:** RE: Abortion data

The meeting has been rescheduled to 9/8. Also, no clinic has disputed our number of procedures reported in the LRA. It looks like health stat forms are missing.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Ouimet, Cheryl

**Sent:** Wednesday, September 02, 2015 8:20 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>

**Subject:** RE: Abortion data

Morning Azzie,

Drexdal and Patsy are both out of the office today. I have not been in the loop about this topic. Do you need someone to go? I am in Adams from 1:30-2:00 today meeting with MCO CEOs and then have a 3:00 interview. What is your preference or need?

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 02, 2015 7:09 AM

**To:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>; Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>

**Subject:** Abortion data

The meeting is today with Dr. Williams and others at 2:00pm in 116 Adams Building. Does anyone plan to attend? Thank you.

---

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**To:** rach  
**Subject:** FW: Rules for posting  
**Date:** Tuesday, September 29, 2015 4:03:41 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:36:44 PM

---

To help me get a better understanding of how the licensure reporting works, can you send me a copy of the form/s they fill out &/or the process they go through for this?

Thank you!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:13 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.  
Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 12:45 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 12:14 PM

**To:** Jones-vessey, Kathleen

**Cc:** Conley, Azzie

**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**To:** [Pratt, Drexdal; Christian, Patsy](#)  
**Subject:** FW: RE:  
**Date:** Wednesday, August 12, 2015 9:13:45 AM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Dr. Randall Williams  
**Sent:** Wednesday, August 12, 2015 8:50 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Cc:** Wooten, Maribeth T <[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)>; McKillip, Matthew <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>; Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>  
**Subject:** RE: RE:

Will be in verbal communication today to dive deeper. Randall

---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:31 AM  
**To:** Dr. Randall Williams; Wooten, Maribeth T  
**Cc:** McKillip, Matthew  
**Subject:** RE: RE:

Part of the concern may be the reporting period. Our 2015 LRA data is generally for October 1, 2013 through September 30, 2014. The best data may be the data from Health Statistics.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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immediately and delete all records of this e-mail.

---

**From:** Dr. Randall Williams

**Sent:** Wednesday, August 12, 2015 7:52 AM

**To:** Wooten, Maribeth T <[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)>

**Cc:** McKillip, Matthew <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: RE:

I just talked with Kathleen She and Azzi are going to talk today to discuss data. Center for Health Statistics has different number for 2013 and has not finished compiling data for 2014 so need to discuss. Thank you Randall

---

**From:** Wooten, Maribeth T

**Sent:** Wednesday, August 12, 2015 7:15 AM

**To:** Dr. Randall Williams

**Subject:** RE:

7159692 is the number for Kathleen Jones -Vessey at state Center for Health Statistics. She works with the statistics that are self reported from the clinics. I left you a voicemail. I'll try to connect with you later.

Maribeth T Wooten, MPH, PT  
Office of the State Health Director  
N C Department of Health and Human Services  
Division of Public Health  
5605 Six Forks Road  
Raleigh, NC 27609  
Office: 919-707-5051  
Fax: 919-870-4829  
[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)  
[www.publichealth.nc.gov](http://www.publichealth.nc.gov)

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

**From:** "Dr. Randall Williams" <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Date:** 08/12/2015 6:45 AM (GMT-05:00)

**To:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>, "Wooten, Maribeth T" <[Maribeth.Wooten@dhhs.nc.gov](mailto:Maribeth.Wooten@dhhs.nc.gov)>, "McKillip, Matthew" <[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)>

**Subject:** RE:

To Matts point I think it is important that we have consistent reporting data, understanding that there is some variability in reporting but after reviewing again, there are different numbers in the public domain coming from different sources and will work with Maribeth and Azzie today to finalize our best data. Thank you Randall

---

**From:** Conley, Azzie

**Sent:** Tuesday, August 11, 2015 2:42 PM

**To:** McKillip, Matthew; Dr. Randall Williams

**Subject:** RE:

2013: our LRA totals 29,536 for combined medical and surgical procedures

2015: LRAs report 28,354 for combined medical and surgical procedures.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** McKillip, Matthew

**Sent:** Tuesday, August 11, 2015 1:54 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Conley, Azzie  
<[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE:

I think it's worth doing a deeper dive on these two data sources (Randall's 2013 and the licensure renewal route) to make sure we are talking apples to apples.

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
101 Blair Drive, Raleigh, NC 27699-2001  
Phone: 919-855-4815  
Fax: 919-715-4645  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Dr. Randall Williams

**Sent:** Tuesday, August 11, 2015 12:45 PM

**To:** Conley, Azzie; McKillip, Matthew

**Subject:** RE:

Thank you and that is a big increase from 2013 data. This trend is concerning. Randall

---

**From:** Conley, Azzie

**Sent:** Tuesday, August 11, 2015 8:59 AM

**To:** McKillip, Matthew  
**Cc:** Dr. Randall Williams  
**Subject:** RE:

I did not give Dr. Williams total abortion procedures. I provided total of 16 licensed clinics. 5 are under PPH. One opened in 2015.

Based on the 2015 licensure renewal applications, the combined total of medical and surgical procedures was 28,354. PPH reported 6161 for their facilities.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** McKillip, Matthew  
**Sent:** Tuesday, August 11, 2015 8:46 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:**

Azzie, can you share the total abortions provided by clinic based on your recent count with Dr. Williams and the time frame? He had a different figure from a couple years back.

Best,  
Matt

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
[101 Blair Drive, Raleigh, NC 27699-2001](http://101%20Blair%20Drive%2C%20Raleigh%2C%20NC%2027699-2001)  
Phone: [919-855-4815](tel:919-855-4815)  
Fax: [919-715-4645](tel:919-715-4645)  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:10:34 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

This is what I resent on Tuesday. Apparently, he did not get the email on Monday.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:13:04 PM

---

**From:** Ethridge, Lynn  
**Sent:** Tuesday, September 22, 2015 6:09 PM  
**To:** Conley, Azzie  
**Subject:** Re: no objections~

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine



**Sent:** Monday, September 21, 2015 1:07:27 PM

**To:** Conley, Azzie

**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:10 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:49 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:01:23 PM

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#); [Jones-vessey, Kathleen](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 1:18:40 PM

---

Great....just sent you a meeting invite.

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 16, 2015 1:16 PM  
**To:** Pettiford, Belinda; Jones-vessey, Kathleen  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Friday should be good.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Pettiford, Belinda  
**Sent:** Wednesday, September 16, 2015 12:45 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls

Thanks Kathleen!

Azzie – do you have time for us to connect briefly on Friday?

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services

Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 16, 2015 12:38 PM  
**To:** Pettiford, Belinda  
**Cc:** Conley, Azzie  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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error, please notify the sender immediately and delete all records of this email.

**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: hospital  
**Date:** Thursday, December 03, 2015 10:41:24 AM  
**Attachments:** [abortions 2009 to current.xlsx](#)  
[image001.png](#)

---

Here you go. Let me know if you have any questions.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 4:51 PM

**To:** Dickson, Tom E <tom.dickson@dhhs.nc.gov>

**Subject:** RE: hospital

Perfect. Thank you!

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>



1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 4:48 PM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

No problem. It looks like I can query a database going back all the way to 2009. What would you like?

**Tom Dickson, PhD**  
Data Analyst  
Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office  
919-715-4413 fax  
[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive  
2714 Mail Service Center  
Raleigh, NC 27699-2714



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---

**From:** Conley, Azzie  
**Sent:** Wednesday, December 02, 2015 3:16 PM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: hospital

My goof. How many years of data can you provide? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, December 02, 2015 10:27 AM  
**To:** Conley, Azzie  
**Subject:** RE: hospital

Hi Azzie,

Yes, the number of abortions can be pulled. Does it need to be something different then what I sent previously? I will forward that email along with the attachment that I sent in September.

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



 Nothing Compares

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---

**From:** Conley, Azzie

**Sent:** Wednesday, December 02, 2015 9:31 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** hospital

Help!

Are you able to pull a report that will provide the number of abortion procedures performed in hospitals?

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** [Edgerton, Laurie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic  
**Date:** Friday, September 25, 2015 10:31:41 AM

---

Thank you so much!  
Have a great weekend,  
Laurie

---

**From:** Conley, Azzie  
**Sent:** Friday, September 25, 2015 10:14 AM  
**To:** Edgerton, Laurie  
**Cc:** Jones-vessey, Kathleen  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic

Hi Llaurie

The numbers were reported in the 2015 LRA and signed off by Kelly Martin. Please refer the clinic to their renewal application.

Azzie Y Conley, RN  
N C Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Edgerton, Laurie  
**Sent:** Monday, September 21, 2015 2:11 PM  
**To:** Conley, Azzie  
**Cc:** Deporter, Cindy  
**Subject:** A question from: A Woman's Choice Raleigh Clinic

Hello Ms. Conley,  
I hope you are having a lovely day! I have 2 quick questions from A Woman's Choice Raleigh; I hope you can help. As you know, the staff at A Woman's Choice Raleigh (AWCR) are taking the abortion reporting discrepancy very seriously, and they are checking on this. Gloria at AWCR added their numbers from Oct 1, 2013 to Sept 30, 2014 she came up with 3471 total abortions. She would like to know who reported the 3960 number to DHSR, and/or what DHSR process produced that total? Can you help with these questions? Please let us know.

Facility Name	SCHS Total	Difference	DHSR Surgical	DHSR Medical	DHSR Total
A Woman's Choice of Raleigh	3,193	767	1,992	1,968	3,960

**Thank You Very Much!**  
Laurie L. Edgerton  
N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 8:20:14 AM

---

Yea, call each one of them. No, I will post the rules on the website once we get the final version from OAH. We just hang tight until then. Talk to you soon!

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Pfeiffer, Nadine  
**Subject:** Re: no objections~

Awesome. Do we need to do an interested parties notice? I am out till Thursday!

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Mccarty, Debbie](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Ethridge, Lynn](#); [Mills, Ralph](#)  
**Subject:** Re: Hot topics  
**Date:** Monday, September 21, 2015 7:26:35 PM

---

The list looks good to me.

Sent from my iPad

On Sep 21, 2015, at 6:21 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

I have to provide to Drexdal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016.  
Thank you.

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- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
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- ~. Abortion
  - Implementation of amended rules

Annual surveys  
Collection of data  
Refine 2016 LRA to obtain more details on the disposal of products of  
conception:

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train  
to meet the growing workload demands

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (medical, competitive salaries)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Hot topics  
**Date:** Monday, September 21, 2015 6:48:34 PM

---

Aha sounds good

Cindy DePorter  
Department of Health and Human Services  
Branch Manager NH Licensure and Certification  
1205 Umstead Drive  
Raleigh, North Carolina.  
Phone 1 919-855-4557  
Phone 2 919-937-7112  
Fax 919 733-8274

On Sep 21, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

K. I will work on and email you before submitting. I need to add ASC based on the dental pilot

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:50:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

As an fyi I am hoping that we will be caught up on all the complaints for Home care by the end of the year. We have totally caught up 2014 and Greta has made a huge dent in 2015.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)

<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:46 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Re: Hot topics

My notes are in the office. I think DP, CO, and PC. Drexal requested Sections in the meeting last week. I think to start transitioning things to Cheryl.

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:43:12 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

Looks fine to me. Who is this going to?  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
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[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Hot topics

Cindy:

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- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

---

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**From:** [Sholar, Adam](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: no objections~  
**Date:** Tuesday, September 22, 2015 7:00:47 AM

---

thanks

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 6:53 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; McKillip, Matthew <Matt.McKillip@dhhs.nc.gov>  
**Subject:** Fw: no objections~

FYI.

---

**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Hot topics  
**Date:** Monday, September 21, 2015 7:49:35 AM

---

Yeah yeah I remember now, sorry a little slow this am.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
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Mailing Address:  
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[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:46 AM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** Re: Hot topics

My notes are in the office. I think DP, CO, and PC. Drexldal requested Sections in the meeting last week. I think to start transitioning things to Cheryl.

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:43:12 AM  
**To:** Conley, Azzie  
**Subject:** RE: Hot topics

Looks fine to me. Who is this going to?  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
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<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie

**Sent:** Monday, September 21, 2015 7:41 AM

**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>

**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

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**From:** [Mills, Ralph](#)  
**To:** [Conley, Azzie](#); [Ethridge, Lynn](#); [Mccarty, Debbie](#)  
**Subject:** RE: Hot topics  
**Date:** Monday, September 21, 2015 8:35:45 PM

---

Thanks Azzie....

Ralph Mills, RN, BSN  
N.C. Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care  
Division of Health Services Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-2638  
Fax: 919-715-3073  
[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)  
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---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:22 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: Hot topics

I have to provide to Drexldal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

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**To:** [Conley, Azzie](#)  
**Subject:** Re: Hot topics  
**Date:** Monday, September 21, 2015 6:48:37 PM

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Cindy DePorter  
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On Sep 21, 2015, at 6:35 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

See! I am listening in meetings?

---

**From:** Deporter, Cindy  
**Sent:** Monday, September 21, 2015 7:50:47 AM  
**To:** Conley, Azzie  
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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:46 AM  
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<http://www2.ncdhhs.gov/dhsr/>

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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41 AM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Hot topics

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, September 16, 2015 1:20:05 PM

---

Hi Belinda,

Below are the DHSR figures for other (non-hospital) facilities performing abortions (time period: Oct 1, 2013 - Sept 30, 2014) :

Facility Name	DHSR Surgical	DHSR Medical	DHSR Total
PPCNC Fayetteville (Fayetteville Health Center)	871	711	1,582
Hallmark Women's Clinic (Fayetteville)	887	200	1,087
Planned Parenthood of Winston-Salem	489	662	1,151
Piedmont Carolina Medical Clinic (Greensboro)	962	33	995
Carolina Women's Clinic CCFW (Charlotte)	2,423	946	3,369
Family Reproductive Health (Charlotte)	1,630	276	1,906
A Preferred Woman's Health Center (Charlotte)	3,985	1,625	5,610
Planned Parenthood of Wilmington	339	389	728
Crist Clinic for Women (Jacksonville)	173	215	388
Eastowne OB/GYN (Chapel Hill)	309	203	512
Planned Parenthood of Central NC (Chapel Hill)	1,720	980	2,700
A Woman's Choice of Raleigh	1,992	1,968	3,960
Women's Health Alliance	2	1	3
A Preferred Woman's Health Center (Raleigh)	3,069	1,294	4,363
<b>TOTAL</b>	<b>18,851</b>	<b>9,503</b>	<b>28,354</b>
<b>SCHS Addition:</b>			<b>Total</b>
Carolina Woman Care amb surg center			<b>465</b>

Again, I've cc'd Azzie in case you should have any questions about this information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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immediately and delete all records of this e-mail.

---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 12:14 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Conley, Azzie  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Pettiford, Belinda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** FW: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 16, 2015 12:38:28 PM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Belinda,

Here are the latest DHSR figures that Azzie sent us for abortions performed at NC Hospitals. I'll send you the info for the other facilities in just a bit. I've cc'd Azzie here in case you have any questions about this data.

Hope this helps!  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
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-  
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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams  
**Cc:** Jones-vessey, Kathleen; Staley, Danny  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:17:11 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620



(Fax) 919-715-3073

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

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**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexldal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Rules\\_Oah](#)  
**Cc:** [May, Amber Cronk](#); [Pratt, Drexdal](#); [Johnson, Joel L](#); [Conley, Azzie](#)  
**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 9:30:01 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
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[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: abortions  
**Date:** Wednesday, December 02, 2015 10:27:08 AM  
**Attachments:** [abortions2015.xlsx](#)  
[image001.png](#)

---

**Tom Dickson, PhD**

Data Analyst

Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section  
North Carolina Department of Health and Human Services

919-855-3881 office

919-715-4413 fax

[Tom.Dickson@dhhs.nc.gov](mailto:Tom.Dickson@dhhs.nc.gov)

809 Ruggles Drive

2714 Mail Service Center

Raleigh, NC 27699-2714



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---

[Twitter](#) [YouTube](#)

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---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,

Tom Dickson, PhD

N.C. Department of Health and Human Services

Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation

809 Ruggles Drive

Raleigh, N.C. 27603

Phone: 919-855-3881

Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 09, 2015 9:09 AM

**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>

**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Re: technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 9:27:28 PM

---

Thank you Amber! I will probably just email them to you all tomorrow and then bring the hard copies later on with the RP rules. Thank you for all of your assistance.  
Nadine

Sent from my iPhone

On Sep 10, 2015, at 7:23 PM, May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)> wrote:

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor

things:

10A NCAC 14E .0109

- <!--[if !supportLists]-->• <!--[endif]-->Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” Done
- <!--[if !supportLists]-->• <!--[endif]-->Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed. Section makes sure application is filled out in entirety, fee is paid pursuant to statute.

10A NCAC 14E .0111

- <!--[if !supportLists]-->• <!--[endif]-->In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”

10A NCAC 14E .0305

- <!--[if !supportLists]-->• <!--[endif]--> In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the



various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** replacement rule 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 2:27:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0111-3.doc](#)

---

Amber,

We found an error in one of the technical change rules I had sent you earlier for the abortion rules (10A NCAC 14E). Please replace this revised version (attached) for rule .0111 with the one sent earlier. To help you distinguish, this file name has a -3 in the name. We forgot to delete a second "authorized" in the rule.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
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[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** technical changes for AB rules 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 12:48:11 PM  
**Attachments:** [TechChgReg AB Rules Response 9-15 final.docx](#)  
[RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104-1.doc](#)  
[RRC 10A NCAC 14E .0111-2.doc](#)  
[RRC 10A NCAC 14E .0201-1.doc](#)  
[RRC 10A NCAC 14E .0202-1.doc](#)  
[RRC 10A NCAC 14E .0206-1.doc](#)  
[RRC 10A NCAC 14E .0207-1.doc](#)  
[RRC 10A NCAC 14E .0302-1.doc](#)  
[RRC 10A NCAC 14E .0303-1.doc](#)  
[RRC 10A NCAC 14E .0305-1.doc](#)  
[RRC 10A NCAC 14E .0306-1.doc](#)  
[RRC 10A NCAC 14E .0307-2.doc](#)  
[RRC 10A NCAC 14E .0308-2.doc](#)  
[RRC 10A NCAC 14E .0309-1.doc](#)  
[RRC 10A NCAC 14E .0310-1.doc](#)  
[RRC 10A NCAC 14E .0311-1.doc](#)  
[RRC 10A NCAC 14E .0313-1.doc](#)  
[RRC 10A NCAC 14E .0315-1.doc](#)

---

Hi Amber,

Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 8:39:11 AM

---

Thank you. Just as long as you are there (and with me on Sept. 17<sup>th</sup>) that is what is important!! Btw- Amber said they have a security plan in place in case of protesters, etc next week. I told her I plan on getting there early, like 8:30 to get a seat and parking spot. The RPC rules are the next thing on the agenda so that is great for me, I won't have to stay too long after your rules. I may just go right there from home since I live so close. No sense coming in the office to turn around and go right there.

---

**From:** Conley, Azzie  
**Sent:** Friday, September 11, 2015 8:30 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you. Also, I will be out of town for work September 20 – 23, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 11, 2015 8:15 AM  
**To:** Conley, Azzie  
**Subject:** FW: technical changes for AB rules 10A NCAC 14E

Fyi- we are good to go!!!!!! I will submit the rules to OAH this morning and take them there either this afternoon if the RP rules are finished or first thing Monday on my way to the office.

Thank you for all of your help with this.

Next hurdle will be [REDACTED]

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 7:24 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor things:

10A NCAC 14E .0109

- Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” **Done**
- Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed.  
**Section makes sure application is filled out in entirety, fee is paid pursuant to statute.**

10A NCAC 14E .0111

- In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring **adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”**

10A NCAC 14E .0305

- In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. **Done**

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. **Thank you!! Azzie and Nadine**

**Let us know if there is anything else or if we are “good to go!”**

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 5:27:32 PM

---

Azzie thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 11:47 AM  
**To:** Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Jones-vessey, Kathleen <kathleen.jones-vessey@dhhs.nc.gov>; Staley, Danny <Danny.Staley@dhhs.nc.gov>  
**Subject:** Abortion Totals Hospital LRAs 2015.xls

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

---

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortions Totals.01.05.2015.xls  
**Date:** Wednesday, September 09, 2015 12:54:53 PM  
**Attachments:** [Abortions Totals.01.05.2015.xls](#)

---

Azzie,

This is the updated document.

---

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**From:** [Dickson, Tom E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 10:47:10 AM  
**Attachments:** [abortions2015.xlsx](#)

---

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,

Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service  
Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 9:23:21 AM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Bennett, Paige](#); [Brown, Elizabeth](#); [Dickson, Tom E](#); [Carraway, Shelley](#); [Yakaboski, Greg](#); [Conley, Azzie](#); [McLamb, Sandra](#)  
**Subject:** Edits to Hospital LRA  
**Date:** Thursday, August 20, 2015 3:42:35 PM  
**Attachments:** [2016 Hospital LRA-Amy Changes.docx](#)

---

Here is a Word file containing my changes to the LRA that we discussed at the meeting. Paige will have other changes to send you.

I'll also come down and bring you a hard copy. A few changes are only on the hardcopy version. Please let me know if something doesn't make sense.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Wooten, Maribeth T](#); [Dr. Randall Williams](#)  
**Cc:** [Conley, Azzie](#); [Howell, Eleanor](#); [Avery, Matt](#)  
**Subject:** DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 8:54:15 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

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Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Williams, Paul D.](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 2014 Abortions Totals.08.13.2015.xls  
**Date:** Thursday, August 13, 2015 8:18:29 AM  
**Attachments:** [2014 Abortions Totals.08.13.2015.xls](#)  
**Importance:** High

---

Azzie,

FYI...please see the attachment.

Paul

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 3:47:35 PM

---

I don't know quite what to do until we contact the facilities to determine why there might be discrepancies in reporting. SCHS has hundreds of reports online that cite these figures that would need to be redacted & these figures are also included in federal reporting systems. It would be a major undertaking to remove them all & then I'm not sure what we would replace them with – b/c for public health surveillance we need to know more information regarding the abortion (such as maternal age, race, ethnicity, residence, etc). So I'm just not sure what to do until we get the facilities to explain the differences (or admit that one of them was wrong). So after we contact the facilities, then we can decide how to proceed.

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 3:39 PM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Sounds good. Do you recommend going with DHSR's numbers as reported in the annual renewal applications?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 3:21 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks – this helps. Okay, so I think the next step is to have one of my staff contact the facilities to ensure that they understand that what they report to you needs to be comparable to what they submit to us – or they need to explain the discrepancies.

I'll be back in touch with whatever I find out.

Thanks!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 3:13 PM

**To:** Jones-vessey, Kathleen

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Kathleen

Our numbers have been verified for FY 2015: 28,354.

Your reference to 29,536 is the renewal period of 2013.

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen

**Sent:** Wednesday, August 12, 2015 12:45 PM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** RE: DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Thanks Azzie. Attached is a revised version of this list – I've cleaned up a few things:

- I removed all of the hospitals (since you mentioned that do not get that information from them)
- I removed facilities that no perform abortions (just cleaning that up)
- I highlighted facilities that SCHS receives abortion forms from, but for which we do not have matching DHSR data. Can you populate those (where possible). Also, the totals you sent sum to 17,140. Previous figures you cited for this time period were 29,536. Can you tell me which facilities comprise the other 12,396 abortions?

Thanks so much for your help with this!

KJ-V

Kathleen Jones-Vessey, M.S.

N.C. Department of Health & Human Services

Statistical Services Manager, State Center for Health Statistics-Division of Public Health

222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** Conley, Azzie

**Sent:** Wednesday, August 12, 2015 12:14 PM

**To:** Jones-vessey, Kathleen

**Cc:** Conley, Azzie

**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 12:14:28 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx](#)

---

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

---

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**From:** [Jones-vessey, Kathleen](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: DHSR Abortion licensure statistics  
**Date:** Wednesday, August 12, 2015 11:41:03 AM  
**Attachments:** [DHSR Abortion Totals Comparisons.xlsx](#)  
[DHSR Abortion Totals Comparison Oct 1 2012 to Sept 30 2013..html](#)

---

Hi Azzie,

From what I can tell, it does not appear that the reporting period differences explain the discrepancies in abortion reporting. See our SCHS abortion reports attached.

A few things to keep in mind about the attached reports:

- The 10/1/2013 – 9/30/2014 report in Excel is still provisional, but should be quite close to final (we keep track of the # of records as they come in, before we submit the forms to our data entry contractor). For this time period, I could not analyze the data by procedure type as the 2014 data file has not been completed yet.
- The 10/1/2012 – 09/30/2013 report is based on final data reported during 2012 & 2013. So these figures are

If you could run these form your data as well, then I'd be happy to compare the figures for us by facility to see if there are any outliers.

Feel free to give me a call & we can discuss this further. I believe that Don Akin, on my staff, discussed this same issue with you last year. Unfortunately, Don passed away suddenly about a week ago, so either Matt Avery (head of my Vital Statistics group) or myself will take the lead on this from now on.

Thanks,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, August 12, 2015 8:32 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion licensure statistics

Part of the concern may be related to the reporting period.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, August 12, 2015 8:12 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** DHSR Abortion licensure statistics  
**Importance:** High

Hi Azzie,

I believe that we met awhile back regarding Hospital Neonatal Levels of Care. Today I have a quick question for you regarding abortion facility reporting. Per NC statute, the State Center for Health Statistics (SCHS) receives abortion reporting forms from all facilities performing abortions in the state (<http://www.ncleg.net/Sessions/2015/Bills/House/PDF/H465v6.pdf>). In 2013, we received a total of 22,820 abortion forms from facilities in the state. I spoke with Randall Williams this morning & he noted DHSR receives similar reports for licensure and that your totals are significantly higher (e.g. 29,536).

To help reconcile this discrepancy, as soon as possible, could you please send me a report showing abortion frequencies by facility for 2013-2014? This information will help SCHS determine which facility/facilities are having abortion reporting problems. We can then use this information as leverage to help ensure that SCHS receives accurate reports from facilities now & in the future.

If you'd like to discuss this further, I should be at my desk this morning until noon – please feel free to give me a call.

Thanks so much for your prompt attention to this.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street

Raleigh, NC 27603-1392

Phone: 919-715-9692

Fax: 919-733-8485

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

[www.schs.state.nc.us](http://www.schs.state.nc.us)

-  
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**From:** [Pfeiffer, Nadine](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** Proposed Abortion Rules  
**Date:** Thursday, July 16, 2015 9:29:41 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-1.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[Form0400PermRule 14E .0303.docx](#)  
[Form0400PermRule 14E .0304.docx](#)  
[Form0400PermRule 14E .0305.docx](#)  
[Form0400PermRule 14E .0306.docx](#)  
[Form0400PermRule 14E .0307.docx](#)  
[Form0400PermRule 14E .0308.docx](#)  
[Form0400PermRule 14E .0309.docx](#)  
[Form0400PermRule 14E .0310.docx](#)  
[Form0400PermRule 14E .0311.docx](#)  
[Form0400PermRule 14E .0313.docx](#)  
[Form0400PermRule 14E .0315.docx](#)

---

Dr. Williams,

Drexdal Pratt asked me to send you the proposed Abortion rules that we are intending to adopt and submit to the Rules Review Commission next week for their September 17<sup>th</sup> meeting. The proposed effective date of these rules is October 1, 2015. These rules were developed with a committee that consisted of certified abortion clinic representatives, physicians, professional licensing agencies, the public and DHSR staff. Following the public hearing and public comment period on these rules, we received 1400 comments on these rules. We have made some changes to the original text of the rules based on SL 2015-62 that addressed the negative comments, such as not allowing someone under 18 work in a clinic and requiring annual inspections of the clinics. If you would like to see a spreadsheet of the all the comments, I would be happy to send that to you.

If you have any questions or would like further information, please do not hesitate to contact me.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Notario, Melanie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:07:48 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)

---

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario

Manager of Regulatory Affairs

**SELECT MEDICAL: Improving Quality of Life**

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.  
**Sent:** Wednesday, November 18, 2015 10:46 AM  
**To:** Notario, Melanie  
**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]  
**Sent:** Tuesday, November 17, 2015 5:27 PM  
**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cummer; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone  
**Cc:** Help Desk  
**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:43 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Hospital LRA - Updated  
**Date:** Tuesday, November 17, 2015 4:17:44 PM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp \[Blank\].doc](#),  
[2016\\_Hospital app w\\_nhlsupp \[Blank\].pdf](#),  
[2016\\_Hospital app \[Blank\].doc](#),  
[2016\\_Hospital app \[Blank\].pdf](#),  
[image001.png](#)

---

Here you go .

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Tuesday, November 17, 2015 3:50 PM  
**To:** Stanford, Jodi E  
**Subject:** RE: Hospital LRA - Updated

Jodi

Can I get a word version without any hospital identifiers? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Stanford, Jodi E  
**Sent:** Monday, November 09, 2015 2:23 PM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Sorry I attached the wrong Hospital Version.

**Thanks,**

**Jodi Stanford**  
Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
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---

**From:** Conley, Azzie  
**Sent:** Monday, November 09, 2015 1:14 PM  
**To:** Stanford, Jodi E; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; Mclamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Jodi

Page two should be consistent and include the table. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Stanford, Jodi E

**Sent:** Monday, November 09, 2015 1:09 PM

**To:** Conley, Azzie; Craddock, Amy D

**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra

**Subject:** Hospital LRA - Updated

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst

Division of Health Service Regulation, Information Systems

North Carolina Department of Health and Human Services

919-855-3997 office

919-855-3845 IS main number

919-733-8139 fax

[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hallmark Letter  
**Date:** Thursday, November 12, 2015 7:54:53 PM  
**Attachments:** [HALLMARK LETTER NOV 2015.RTF](#)  
[image001.png](#)

---

Azzie, is this letter ok? If ok, do I send a letter to the Medical Board or call them? Gray is coming to the office in the morning and I'm hoping to send this packet by him. Thanks!!

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



 Nothing Compares

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#); [Craddock, Amy D](#)  
**Cc:** [Dickson, Tom E](#); [Carraway, Shelley](#); [Cogswell, Betty](#); [Mclamb, Sandra](#)  
**Subject:** Hospital LRA - Updated  
**Date:** Monday, November 09, 2015 1:09:26 PM  
**Attachments:** [image001.png](#)  
[2016\\_Hospital\\_app \[hldata\].doc](#)  
[2016\\_Hospital\\_app w\\_nhlsupp \[hlnhdata\] Ver 2.doc](#)

---

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#); [Craddock, Amy D](#)  
**Cc:** [Dickson, Tom E](#); [Carraway, Shelley](#); [Cogswell, Betty](#); [Mclamb, Sandra](#)  
**Subject:** RE: Hospital LRA - Updated  
**Date:** Monday, November 09, 2015 2:22:57 PM  
**Attachments:** [2016\\_Hospital\\_app \[hldata\] Ver 4 .doc](#)  
[2016\\_Hospital\\_app w\\_nhlsupp \[hinhdata\] Ver 2.doc](#)  
[image001.png](#)

---

Sorry I attached the wrong Hospital Version.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

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---

**From:** Conley, Azzie  
**Sent:** Monday, November 09, 2015 1:14 PM  
**To:** Stanford, Jodi E; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; Mclamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Jodi

Page two should be consistent and include the table. Thank you.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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**From:** Stanford, Jodi E  
**Sent:** Monday, November 09, 2015 1:09 PM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra  
**Subject:** Hospital LRA - Updated

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**  
Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#)  
**Subject:** RE: 2016\_Hospital app blank  
**Date:** Thursday, October 29, 2015 8:16:46 AM  
**Attachments:** [2016\\_Hospital app \[hldata\] Ver 2 .doc](#)

---

Here's the updated copy of the Hospital app. Please let me know if any changes are needed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 1:15 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016\_Hospital app blank

Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.

---

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**From:** [Horton, Rita](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#); [Conley, Azzie](#)  
**Subject:** news article - abortion clinic  
**Date:** Monday, November 02, 2015 2:27:36 PM

---

Good afternoon:

Our Complaint Intake staff are receiving calls about a news article on a website, Operation Rescue (<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>). Most of the calls are not actually complaints and from people out of state. People are calling because they have read the article, and the article directs people to call our agency to demand an inspection.

I will be entering a complaint based on the information in the article.

Thank You,  
Rita C. Horton  
N.C. Department of Health and Human Services  
Chief, Complaint Intake and Health Care Personnel Investigations Section – Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4500/1-800-624-3004  
Fax: 919-715-7724  
[Rita.C.Horton@dhhs.nc.gov](mailto:Rita.C.Horton@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Agenda for Retreat  
**Date:** Wednesday, October 28, 2015 2:25:35 PM  
**Attachments:** [AGENDA for Retreat Nov 2015.docx](#)

---

Azzie, this is the draft agenda that Debbie, Ralph and I have discussed. Our plan is to talk on Friday to firm up plans for the week. I am flexible and can either survey or plan to be in the office for the staff meetings. If 4 people from the team are going to be in the field, perhaps it best to cancel our down week and plan to have an all day staff meeting at a later date to cover most of the items on the agenda. I will do whatever you think is best for the group. I have not talked with Debbie or Ralph since our earlier conversation today. I am just getting back to my office. Please advise. Thank you.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: CON  
**Date:** Tuesday, October 27, 2015 2:56:48 PM

---

The delay was on my end so definitely understand. We were trying to get a few questions but could not make a final decision within the timeframe.

Thanks for the opportunity. Sure I'll be in touch with you later about some potential next steps.

Take Care!

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 22, 2015 11:45 AM  
**To:** Pettiford, Belinda  
**Subject:** RE: CON

Hi Belinda

I have not received the additional information. We will not be able to amend the application for 2016. Sorry.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Tuesday, October 13, 2015 4:47 PM  
**To:** Conley, Azzie



**Subject:** RE: CON

Thanks Azzie! Appreciate you time today. ☺

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 3:51 PM  
**To:** Pettiford, Belinda  
**Subject:** CON

## **SECTION .1400 – CRITERIA AND STANDARDS FOR NEONATAL SERVICES**

### **10A NCAC 14C .1401 DEFINITIONS**

The definitions in this Rule shall apply to all rules in this Section:

- (1) "Approved neonatal service" means a neonatal service that was not operational prior to the beginning of the review period.
- (2) "Existing neonatal service" means a neonatal service in operation prior to the beginning of the review period.
- (3) "High-risk obstetric patients" means those patients requiring specialized services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery. The services are characterized by specialized facilities and staff for the intensive care and management of high-risk maternal and fetal patients before, during, and after delivery.
- (4) "Level I neonatal services" means services provided by an acute care hospital to full term and pre-term neonates that are stable, without complications, and may include neonates that are small for gestational age or large for gestational age.
- (5) "Level II neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates and infants that are stable without complications but require special care and frequent feedings; infants of any weight who no longer require Level III or Level IV neonatal services, but still require more nursing hours than normal infants; and infants who require close observation in a licensed acute care bed.
- (6) "Level III neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates or infants that are high-risk, small (approximately 32 and less than 36 completed weeks of gestational age) but otherwise healthy, or sick with a moderate degree of illness that are admitted from within the hospital or transferred from another facility requiring intermediate care services for sick infants, but not intensive care. Level III neonates or infants require less constant nursing care than Level IV services, but care does not exclude respiratory support.
- (7) "Level IV neonatal service" means neonatal intensive care services provided by an acute care hospital in a licensed acute care bed to high-risk medically unstable or critically ill neonates (approximately under 32 weeks of gestational age) or infants requiring constant nursing care or supervision not limited to continuous cardiopulmonary or respiratory support, complicated surgical procedures, or other intensive supportive interventions.
- (8) "Neonatal bed" means a licensed acute care bed used to provide Level II, III or IV neonatal services.
- (9) "Neonatal intensive care services" shall have the same meaning as defined in G.S. 131E-

- 176(15b).
- (10) "Neonatal service area" means a geographic area defined by the applicant from which the patients to be admitted to the service will originate.
  - (11) "Neonatal services" means any of the Level I, Level II, Level III or Level IV services defined in this Rule.
  - (12) "Obstetric services" means any normal or high-risk services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery.
  - (13) "Perinatal services" means services provided during the period shortly before and after birth.

*History Note: Authority G.S. 131E-177(1); 131E-183;  
Temporary Adoption Eff. September 1, 1993 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;  
Eff. January 4, 1994;  
Amended Eff. November 1, 1996;  
Temporary Amendment Eff. March 15, 2002;  
Amended Eff. April 1, 2003.*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Lewis, Steven](#)  
**To:** [Ouimet, Cheryl](#); [Conley, Azzie](#); [Lamphere, Megan](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: updated slides for 2015 annual training  
**Date:** Monday, November 02, 2015 10:19:26 AM  
**Attachments:** [Annual Staff Training Presentation Construction changes for NOV 2015 meeting.ppt](#)

---

Construction changes to slide.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

**From:** Ouimet, Cheryl  
**Sent:** Thursday, October 22, 2015 8:29 AM  
**To:** Conley, Azzie; Lamphere, Megan; Lewis, Steven  
**Cc:** Christian, Patsy  
**Subject:** updated slides for 2015 annual training

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update you slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Pfeiffer, Nadine](#)  
**Subject:** RE: MHH LRA APP\_2016 Ver 4  
**Date:** Tuesday, October 27, 2015 7:35:39 AM  
**Attachments:** [2016\\_Hospital app blank .doc](#)

---

Sorry, I was out yesterday. Here's a blank copy of the hospital LRA.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 26, 2015 8:52 AM  
**To:** Stanford, Jodi E  
**Cc:** Mclamb, Sandra; Conley, Azzie; Pfeiffer, Nadine  
**Subject:** MHH LRA APP\_2016 Ver 4

Jodi:

This is page two for the MHL and ASC LRAs. Please handle the formatting. Thank you.

The hospital LRA will be ready early Tuesday morning.

Could I get a generic hospital application with no hospital identifier? I need to send to the hospital association. Thank you

---

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#)  
**Subject:** PPT  
**Date:** Friday, October 23, 2015 8:18:01 AM  
**Attachments:** [Procedure Manual QI Report.ppt](#)

---

Hey all here is the QI PPT that we are presenting today and we will be implementing.  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Lamphere, Megan](#); [Lewis, Steven](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** updated slides for 2015 annual training  
**Date:** Thursday, October 22, 2015 8:29:07 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update your slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 2:26:40 PM  
**Attachments:** [Procedure Manual.ppt](#)

---

This is update check it out

---

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**From:** [Fay, Kyle](#)  
**To:** [DHSR.Section.Chiefs](#)  
**Subject:** Workload Statistics - SFY14  
**Date:** Friday, October 09, 2015 2:57:02 PM  
**Attachments:** [DHSRWorkloadStats 2013-2014 Final.xls](#)

---

Per the discussion in the QI meeting this morning – here is the workload statistics report for SFY14. You may want to put on dark glasses before you try to read this report. Also – don't forget there is a second tab with OEMS information on it. Enjoy!

---

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 12:54:20 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Hey I made a couple of changes to slide 21, take a look. Anita did not have all the numbers right.

c

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** RE: 2016\_AB APP  
**Date:** Friday, October 02, 2015 9:59:16 AM  
**Attachments:** [2016\\_AB APP.doc](#)

---

I've completed the change on page 3 and attaching a copy for your review. Did you want to move the NPI on this form?

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:28 PM  
**To:** Stanford, Jodi E  
**Cc:** Conley, Azzie  
**Subject:** 2016\_AB APP

Please see change on page 3. Thank you

---

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**From:** [Dr. Randall Williams](#)  
**To:** [Conley, Azzie](#)  
**Subject:** FW: Thank you for the call  
**Date:** Wednesday, October 07, 2015 1:54:05 PM  
**Attachments:** [asc workload 01012013 through 12312013.pdf](#)  
[abc 670summary survey july 1 2013 through june 30 2014.pdf](#)  
[Carolina Birth Center-Elm St High Point.pdf](#)

---

Azzie, I talked with Andy today and he wanted an update on monitoring as was done in 2013. He sent over previous information and would it be possible to send him same updated info for 2014. Thank you. He and I have discussed the information Representative Stam requested, which is a public record, and that I took over yesterday concerning data provided to Health Statistics and your office. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Andy Perrigo (Sen. Warren Daniel) [mailto:[Daniella@ncleg.net](mailto:Daniella@ncleg.net)]  
**Sent:** Wednesday, October 07, 2015 1:37 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Subject:** Thank you for the call

Dr. Williams,

Thank you so much for the call today. Attached is a couple of examples of the reports that were given me last year.

One other question that is reporting related that I had was if ASF's that do primarily abortions will be considered in the same manner as the independent abortion clinics. The only such surgical facility that I know of is the Carolina Birth Center. The types of procedures that it reported in 2014 could put it on the 'abortion clinic' list. The reason I ask is that Femcare, Inc was a registered ASF that was inspected with the abortion clinics.

Thank you, Dr. Williams, for your time today,

Andy Perrigo  
Legislative Assistant  
Office of Senator Warren T. Daniel  
[daniella@ncleg.net](mailto:daniella@ncleg.net)  
Office: (919) 715-7823

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AB APP  
**Date:** Thursday, October 01, 2015 4:28:30 PM  
**Attachments:** [2016\\_AB APP.doc](#)

---

Please see change on page 3. Thank you

---

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**From:** [Glendening, Erin](#)  
**To:** [Pfeiffer, Nadine](#); [DHSR.Web](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules for posting  
**Date:** Wednesday, September 30, 2015 4:06:11 PM

---

The rules have been posted on the website.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Vojtko, Dana](#); [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules to be entered into the Code  
**Date:** Tuesday, September 29, 2015 3:27:18 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0206.docx](#)

---

Hi Nadine,

Here are the corrections.

Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083

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---

**From:** Vojtko, Dana  
**Sent:** Tuesday, September 29, 2015 2:02 PM  
**To:** Pfeiffer, Nadine <nadine.pfeiffer@dhhs.nc.gov>; Bailey, Kelly D <kelly.bailey@oah.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>  
**Subject:** RE: Rules to be entered into the Code

Nadine,

## **26 NCAC 02C .0109 CITATION TO AUTHORITIES**

(a) The agency shall cite authorities according to the most current edition of the rules of citation contained in "A Uniform System of Citation" except as listed in Paragraph (b) of this Rule. "A Uniform System of Citation" is hereby incorporated by reference and includes subsequent amendments and editions. A copy may be obtained from the Harvard Law Review Association, Gannett House, 1511 Massachusetts Ave., Cambridge, Massachusetts 02138 at a cost of sixteen dollars (\$16.00).

(b) The agency shall cite:

- (1) the General Statutes of North Carolina as "G.S. #";
- (2) the Session Laws of North Carolina as "S.L. 20xx-xxx, s. x";
- (3) an Executive Order issued by the Governor as "E.O. #, (Governor's name), (year)";
- (4) the North Carolina Administrative Code as "(Title #) NCAC (Chapter or Subchapter #) (.####)";  
and
- (5) the North Carolina Register as "(Vol. #) NCR (Issue #), (page #)".

*History Note:* Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;  
Temporary Adoption Eff. November 1, 1995;  
Eff. April 1, 1996;  
Amended Eff. December 1, 2002.

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the



correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

This change was made pursuant to (1) shown in above OAH rule. It would also be correct to state "Article 9A, G.S. 90."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in our history note to RRC. Which one is correct, or does it matter?

See (2) in the above OAH rule, there should be a space. Kelly will add a space to the citation in rule .0303.

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Kelly will make this correction.

Thank you for your review. Let me know if you have any questions.

Dana

**Dana Vojtko**

*Publications Coordinator*

*Office of Administrative Hearings*

*(919) 431-3075*

[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Tuesday, September 29, 2015 1:15 PM

**To:** Bailey, Kelly D <[kelly.bailey@oah.nc.gov](mailto:kelly.bailey@oah.nc.gov)>

**Cc:** Vojtko, Dana <[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Rules to be entered into the Code

Hi Kelly,

I have reviewed the rules to be entered into the Code for 10A NCAC 14E and I found some things that I wanted to bring to your attention. I know some things you all automatically fix if it is a wording error for the Code (like substituting the word "Section" for "Subchapter") but I want to point some things out I found:

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in

our history note to RRC. Which one is correct, or does it matter?

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Everything else looks great!

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#); [Vojtko, Dana](#)  
**Subject:** Rule to be Entered into the Code  
**Date:** Monday, September 28, 2015 3:06:05 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0304.docx](#)  
[10A NCAC 14E .0305.docx](#)  
[10A NCAC 14E .0306.docx](#)  
[10A NCAC 14E .0307.docx](#)  
[10A NCAC 14E .0308.docx](#)  
[10A NCAC 14E .0309.docx](#)  
[10A NCAC 14E .0310.docx](#)  
[10A NCAC 14E .0311.docx](#)  
[10A NCAC 14E .0313.docx](#)  
[10A NCAC 14E .0315.docx](#)  
[10A NCAC 14E .0101.docx](#)  
[10A NCAC 14E .0104.docx](#)  
[10A NCAC 14E .0109.docx](#)  
[10A NCAC 14E .0111.docx](#)  
[10A NCAC 14E .0201.docx](#)  
[10A NCAC 14E .0202.docx](#)  
[10A NCAC 14E .0206.docx](#)  
[10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.docx](#)

---

Hi Nadine,

Attached are Rules **10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302 - .0311, .0313, and .0315,** to be entered into the NC Administrative Code.

Pursuant to 26 NCAC 02C .0114, the agency shall notify OAH of any error made in the attached draft within 5 business days of receipt of this email. If OAH receives written notification from the agency of any error made by OAH, OAH shall correct the error.

OAH does not post rules to the internet until the agency has responded or until 5 business days has expired.

Even though the OAH rule does not require agencies to respond if the final draft is OK, we will post your rules on the internet if we should hear from you before the 5<sup>th</sup> business day.

Please acknowledge receipt of this e-mail.

Thank you, and have a great week!

*Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083*

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**From:** [Pfeiffer, Nadine](#)  
**To:** [DHSR.Web](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Rules for posting  
**Date:** Tuesday, September 29, 2015 3:44:21 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

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Erin,

These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:49:25 PM

---

I haven't hear have got to call patsy about a nh issue will let you know.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:49 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** RE: Section hot topics

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM

**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)

~. Abortion: (collaborate with DPH, IT)

Implementation of amended rules

Annual surveys

Posting of surveys results on DHSR / DHHS website access

Collection of data (hospitals, ASC, ABCs)

Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Bcc:** [Conley, Azzie](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:16:00 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603



(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Lewis, Steven](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Tuesday, September 15, 2015 3:55:00 PM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
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[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Monday, September 14, 2015 9:21 AM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: Abortion Files  
**Date:** Thursday, December 03, 2015 9:37:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

[Twitter](#) [YouTube](#)

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---

**From:** Johnson, Linda  
**Sent:** Thursday, December 03, 2015 9:19 AM  
**To:** Johnson, Linda  
**Cc:** Conley, Azzie  
**Subject:** Abortion Files

Good morning Gaye,

The abortion files that were in my cart yesterday are in the cubical waiting to be filed, or you can leave them until we meet on mailing out the licenses and filing the LRA.

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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---

[Twitter](#) [YouTube](#)

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Jones-vessey, Kathleen](#); [Staley, Danny](#)  
**Subject:** Abortion Totals Hospital LRAs 2015.xls  
**Date:** Wednesday, September 09, 2015 11:47:00 AM  
**Attachments:** [Abortion Totals Hospital LRAs 2015.xls](#)

---

Please find attached abortion procedures reported via the 2015 hospital LRAs. As an fyi: Rex Hospital: 2014 LRA; 307 procedures; 2015 LRA : 282 procedures. There were no footnotes recorded. Please let me know if we can be of further assistance.

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#)  
**Subject:** FW: Abortion reporting SCHS info  
**Date:** Wednesday, September 02, 2015 2:06:00 PM  
**Attachments:** [SCHS Investigation into Discrepancies in DHSR Abortion Reporting Totals and Abortion Reporting Forms Submitted to SCHS.docx](#)  
[DHSR Abortion Totals Comparisons FINAL.xlsx](#)  
[20150814090215903.pdf](#)

---

FYI:

I talked with Kathleen this morning. I will insert another reminder on the 2016 LRA regarding reporting this data. Plans are to meet with Dr. Williams on 9/8.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Wednesday, September 02, 2015 9:23 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** Abortion reporting SCHS info

Hi Azzie,

Attached is a copy of the summary I created for our meeting. I've also attached a slightly revised copy of the DHSR vs SCHS abortion comparisons. Lastly, there's a copy of some of the letters that we sent to facilities.

Feel free to get in touch if you have any questions or need any additional information.

Talk to you soon,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485



[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

—  
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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#); [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: Abortion data  
**Date:** Wednesday, September 02, 2015 8:41:00 AM

---

No. I wanted to make sure you at least knew the meeting was today.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Ouimet, Cheryl  
**Sent:** Wednesday, September 02, 2015 8:20 AM  
**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>  
**Subject:** RE: Abortion data

Morning Azzie,

Drexdal and Patsy are both out of the office today. I have not been in the loop about this topic. Do you need someone to go? I am in Adams from 1:30-2:00 today meeting with MCO CEOs and then have a 3:00 interview. What is your preference or need?

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 02, 2015 7:09 AM

**To:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>; Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>

**Subject:** Abortion data

The meeting is today with Dr. Williams and others at 2:00pm in 116 Adams Building. Does anyone plan to attend? Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** TechChgReq AB Rules Response 9-15-3  
**Date:** Thursday, September 10, 2015 11:14:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-3.docx](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Dickson, Tom E](#)  
**Subject:** RE: abortions  
**Date:** Wednesday, September 09, 2015 11:42:00 AM

---

Your numbers were accurate. Thank you

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 10:47 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

No problem. Please see attached.

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 10:26 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** RE: abortions

Please send me your records and I will reconcile. Thank you!

---

**From:** Dickson, Tom E  
**Sent:** Wednesday, September 09, 2015 9:54 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortions

Hi Azzie,

From our current database, there are 1128 abortions. To reconcile our records, should we look at a list of hospitals performing them?

Regards,  
Tom Dickson, PhD  
N.C. Department of Health and Human Services  
Data Analyst, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3881  
Fax: 919-715-4413  
[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 09, 2015 9:09 AM  
**To:** Dickson, Tom E <[tom.dickson@dhhs.nc.gov](mailto:tom.dickson@dhhs.nc.gov)>  
**Subject:** abortions

Tom:

Will you please provide me the data on the number of abortion procedures reported in the hospital LRAs? My numbers show ~ 1028. Thank you.

---

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**From:** [Conley, Azzie](#)  
**To:** [Williams, Paul D.](#)  
**Subject:** 2015 Hospital Abortions Totals LRAs.xls  
**Date:** Wednesday, September 09, 2015 11:40:00 AM  
**Attachments:** [2015 Hospital Abortions Totals LRAs.xls](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** FW: DHSR Abortion Totals Comparisons with SCHS  
**Date:** Thursday, August 13, 2015 9:14:00 AM  
**Attachments:** [DHSR Abortion Totals Comparisons 08132015.xlsx](#)  
[284210 1 DHHS 1891 Induced Abortion SH.pdf](#)

---

FYI.

Our numbers have been validated.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, August 13, 2015 8:54 AM  
**To:** Wooten, Maribeth T <Maribeth.Wooten@dhhs.nc.gov>; Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>; Howell, Eleanor <eleanor.howell@dhhs.nc.gov>; Avery, Matt <matt.avery@dhhs.nc.gov>  
**Subject:** DHSR Abortion Totals Comparisons with SCHS

Here's a quick update on where we stand with regard to the discrepancies in abortion reporting from DHSR vs SCHS data files:

Yesterday I supplied Azzie with a frequency table from SCHS abortion data files showing the number of abortions reported by all of the major abortion facilities in the state during the federal fiscal year time period 10/01/2013 – 09/30/2014 (same time period as DHSR reporting). Azzie then added the DHSR abortion stats as well & I created a column showing the discrepancies by facility (see attached spreadsheet). Today, SCHS staff will be contacting the facilities to determine if they can supply an explanation for the differences and - if not – we will ask that they submit the missing 2014 abortion forms (our 2014 abortion file is not closed yet & we could keep it open until the missing forms are submitted). We may need DPH and/or DHHS support if facilities refuse to comply with this request.

The challenge for us in utilizing the DHSR totals as the single source of abortion statistics for the state is that the SCHS abortion forms contain more detailed information regarding



maternal characteristics (age, race, ethnicity, marital status, geographic residence) and additional information regarding the abortion procedure itself (gestational age, specific procedure/medication utilized). I've attached a pdf copy of the SCHS abortion reporting form that was utilized during this time period (this form is currently being modified pursuant to recent legislative changes). This information is then used to populate our annual pregnancy reports: <http://www.schs.state.nc.us/data/vital/pregnancies/2013/> - with teen pregnancy & repeat teen pregnancy statistics being one of the most significant public health surveillance measures derived from this data.

I will be back in touch after we have contacted the facilities to determine if there are any legitimate explanations for the discrepancies.

Feel free to give me a call if you'd like to schedule a meeting and/or discuss further.

Best regards,  
Kathleen

Kathleen Jones-Vessey, M.S.  
N.C. Department of Health & Human Services  
Statistical Services Manager, State Center for Health Statistics-Division of Public Health  
222 North Dawson Street  
Raleigh, NC 27603-1392  
Phone: 919-715-9692  
Fax: 919-733-8485  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)  
[www.schs.state.nc.us](http://www.schs.state.nc.us)

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** FW:  
**Date:** Wednesday, August 12, 2015 3:10:00 PM

---

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 11, 2015 2:41 PM  
**To:** McKillip, Matthew <Matt.McKillip@dhhs.nc.gov>; Dr. Randall Williams <Randall.Williams@dhhs.nc.gov>  
**Subject:** RE:

2013: our LRA totals 29,536 for combined medical and surgical procedures  
2015: LRAs report 28,354 for combined medical and surgical procedures.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew  
**Sent:** Tuesday, August 11, 2015 1:54 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** RE:

I think it's worth doing a deeper dive on these two data sources (Randall's 2013 and the licensure renewal route) to make sure we are talking apples to apples.

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
101 Blair Drive, Raleigh, NC 27699-2001  
Phone: 919-855-4815  
Fax: 919-715-4645  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Dr. Randall Williams  
**Sent:** Tuesday, August 11, 2015 12:45 PM  
**To:** Conley, Azzie; McKillip, Matthew  
**Subject:** RE:

Thank you and that is a big increase from 2013 data. This trend is concerning. Randall

---

**From:** Conley, Azzie  
**Sent:** Tuesday, August 11, 2015 8:59 AM  
**To:** McKillip, Matthew  
**Cc:** Dr. Randall Williams  
**Subject:** RE:

I did not give Dr. Williams total abortion procedures. I provided total of 16 licensed clinics. 5 are under PPH. One opened in 2015.

Based on the 2015 licensure renewal applications, the combined total of medical and surgical procedures was 28,354. PPH reported 6161 for their facilities.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** McKillip, Matthew

**Sent:** Tuesday, August 11, 2015 8:46 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Subject:**

Azzie, can you share the total abortions provided by clinic based on your recent count with Dr. Williams and the time frame? He had a different figure from a couple years back.

Best,  
Matt

Matthew McKillip  
Department of Health & Human Services  
Chief Policy Officer  
Adams Building  
[101 Blair Drive, Raleigh, NC 27699-2001](https://www.ncdhhs.gov/101-Blair-Drive-Raleigh-NC-27699-2001)  
Phone: [919-855-4815](tel:919-855-4815)  
Fax: [919-715-4645](tel:919-715-4645)  
[Matt.McKillip@dhhs.nc.gov](mailto:Matt.McKillip@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx  
**Date:** Wednesday, August 12, 2015 2:39:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015 kjvr.xlsx](#)

---

Attached are examples of discrepancies among the data. Apparently, our numbers are much higher than reported to health statistics. Kathleen and I will probably talk later.

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 3:27:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

All the files/

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Stancil, Gaye S  
**Sent:** Tuesday, December 01, 2015 3:24 PM  
**To:** Conley, Azzie  
**Cc:** Johnson, Linda  
**Subject:** RE: abortion files

Azzie, are you referring to the 2015 applications?

Regards,

Gaye Stancil

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
N.C. Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center

Raleigh, NC 27699-2712



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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 10:12:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

2009 applications. Whatever LRAs are in the file. Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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Raleigh, NC 27699-2712



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**From:** Johnson, Linda  
**Sent:** Tuesday, December 01, 2015 10:10 AM  
**To:** Conley, Azzie  
**Subject:** RE: abortion files

I will be available, do you know how far back they will be reviewing?

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

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(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx  
**Date:** Wednesday, August 12, 2015 12:14:00 PM  
**Attachments:** [DHSR Abortion Totals Comparisons amended ayc 08122015.xlsx](#)

---

Please see numbers reported on DHSR LRAs for October 1, 2013 through September 30, 2014. I have an appointment and will return by 2.

**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Date:** Tuesday, December 01, 2015 9:59:00 AM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

Sounds good.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:58 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Sounds good. Laurie Edgerton and April Duval will be there tomorrow morning – around 9 a.m.. I'll have them ask for you at the front desk.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 9:39 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion totals for 2009-present

We are in walking business to the Adams Building.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:28 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Great – they can stop by tomorrow (Wed) morning at 9 a.m. If they can't complete it all at that time, then they might also come on Thursday morning as well. When you get a chance, can you send info on how to get there – e.g. directions, parking, & how they can access your bldg.?

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
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Nothing Compares

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---

**From:** Conley, Azzie

**Sent:** Monday, November 30, 2015 9:02 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** Re: DHSR Abortion totals for 2009-present

Any day this week is good.

---

**From:** Jones-vessey, Kathleen  
**Sent:** Monday, November 30, 2015 5:06:31 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I just wanted to check back in with you regarding this. I guess those dates/times didn't work for you. If you could just let me know a good date for this, then I'll consult with the staff who would be assisting us with this. In general, I believe that 9 am-noon would work best for these staff.

Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
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[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:56 PM  
**To:** Conley, Azzie



**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Okay, that doesn't sound too bad. So I think two of my staff (Laurie Edgerton & April Duval) are available to help tomorrow or Tuesday morning, after 9 a.m.. Just let me know if which date would work best for you. Directions & parking information would also be helpful as don't think that either have been to DHSR before.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office

919 733 8485 fax

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
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---

**From:** Conley, Azzie

**Sent:** Thursday, November 19, 2015 2:27 PM

**To:** Jones-vessey, Kathleen

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Manual file review to pull the data.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:25 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

I'm down 4 staff right now, but I'll see what I can do. Before I send anyone over there, can you tell me what is involved with pulling this information? I just want to be sure I send the right staff.

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Thursday, November 19, 2015 2:23 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Kathleen

We have not starting compiling this data related to other workload priorities. Do you have staff available to assist?

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
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<http://www.ncdhhs.gov/dhsr>

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 12:44 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I was just checking back on this. Any idea when this might be complete? Dr. Williams is very much interested in these comparisons going back in time.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 11:42 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Importance:** High

I understand – I realize that this involves a lot of manual work. Just let me know what is a realistic timeframe for this. If there's anything that my staff can do to assist with this, please let me know.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
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-

---

**From:** Conley, Azzie  
**Sent:** Thursday, November 12, 2015 11:26 AM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

This will require a manual review of files from 2009 – and time to collect data.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 10:52 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** DHSR Abortion totals for 2009-present  
**Importance:** High

Hi Azzie,

Dr. Williams has asked us to compare SCHS abortion totals by facility with DHSR figures for a longer time period – specifically, from 2009-forward. As soon as possible, could you please send us abortion totals from 2009-present by facility, as documented in your DHSR annual licensure renewal reports? We currently have this information for the Oct 1, 2013 to Sept 30, 2014 time period – so no need to send that to us that report again, however.

Feel free to give me a call if you have any questions or need any additional information.

Best regards,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 3:01:00 PM  
**Attachments:** [image004.png](#)  
[image002.png](#)

---

Occasionally, we will have staff use a non-work phone to call and schedule an abortion procedure to determine the compliance with the wait requirement. Also, as we receive complaints on other matters, we may call to obtain additional clarifying information and will raise questions regarding compliance with the 72 hours wait. In addition, during surveys and complaint investigations, we expand the sample and interview patients onsite or make follow up calls. Please let me know if you have suggestions to collect additional information.

FYI: we are at Hallmark November 11, 2015 and had no deficiencies. We will make a referral to the NC Medical Board.

Happy Thanksgiving!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

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[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Dr. Randall Williams



**Sent:** Tuesday, November 24, 2015 2:25 PM

**To:** Conley, Azzie

**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**

Deputy Secretary for Health Services

North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax

[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

101 Blair Drive

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]

**Sent:** Tuesday, November 24, 2015 2:21 PM

**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>

**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>

**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

Rep. Paul Stam

Speaker Pro Tem

612 Legislative Office Building

300 N. Salisbury Street

Raleigh, NC 27603

Tel: 919-733-2962

Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

Since Amanda is looking for an attorney to take her case, maybe Rep. Stam could find her one.

<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

According to my emails from Azzie Conley at DHSR, Hallmark was visited by inspectors on:

10/09/2014 looking into a complaint, re-licensure, licensure complaint. A team of 2 DHSR spent 16 of their 32 inspection hours at the clinic during business hours;

02/05/2015 for the purpose of Complaint investigation and state licensure. A crew of 3 spent 13.5 hours of 39.5 hours at the clinic. I suspect that this was following up on issues found in October. There is another entry for the same date. 6 hours were spent by 2 inspectors looking at a complaint investigation, followup investigation, re-licensure, and licensure complaint.

Overall for January 2014-June 30 2015, DHSR spent 818.75 hours inspecting 15 clinics. Those inspections are listed as 22 different event codes. 815.75 hours spent inspecting abortion clinics.

PP of Central Carolina, Wilmington, Winston-Salem, etc all were inspected for licensure or re-licensure. Nearly 200 hours spent on those inspections.

A new clinic is on the list: <http://northdurhamwomenshealth.com/about-us/> The website looks just like Baker Clinic did- same images. It received a visit on June 12, 2015 for initial licensure. DHSR sent a team of two and spent 7 hours at the clinic.

This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--



(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [Dr. Randall Williams](#)  
**Subject:** RE: clinic inspections  
**Date:** Tuesday, November 24, 2015 2:34:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

I just left you a voice message.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
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**From:** Dr. Randall Williams  
**Sent:** Tuesday, November 24, 2015 2:25 PM  
**To:** Conley, Azzie  
**Subject:** FW: clinic inspections

Could you call me about this thanks Randall [REDACTED]

**Dr. Randall Williams, FACOG**  
Deputy Secretary for Health Services  
North Carolina Department of Health and Human Services

919 855 4810 office

919 715 4645 fax  
[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)

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**From:** Paul Stam [<mailto:paulstam@stamlawfirm.com>]  
**Sent:** Tuesday, November 24, 2015 2:21 PM  
**To:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>  
**Cc:** 'Paul Stam' <[paulstam@stamlawfirm.com](mailto:paulstam@stamlawfirm.com)>  
**Subject:** clinic inspections

Dr. Williams, another electronic version of what I gave you . Dhhs has really stepped up inspections from two years ago. the basic problem is that dhhs seems to be inspecting the paperwork rather than the reality in some cases(I don't claim to know how many cases). In other words we keep hearing of clinics that do abortions on the same day as the call in which would violate the law(was 24 hours). But we have no way of knowing if those claims are legit. The abc commission hires testers/mystery shoppers It would not be a bad idea to hire a 17 year old to try to make a same day appointment and when she gets there if they make the appointment ask for a sex selection abortion . That would be 3 violations at once if the clinic said ok.

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Tel: 919-733-2962  
Email: [paul.stam@ncleg.net](mailto:paul.stam@ncleg.net)

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<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>

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This new clinic is owned by Jodi Robertson. I have no info on this person. The site fails to mention that Baker was under probation by the Medical Board due to his alcoholism. He has a meeting this month with the Medical Board to discuss his consent order.

--

[REDACTED]

(feel free to text)

**From:** [Conley, Azzie](#)  
**To:** [mvcario@ncha.org](mailto:mvcario@ncha.org)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:10:00 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)  
[image002.png](#)

---

Applications are in the mail!!!!!!!!!!!!!!

Please alert folk, the fee is computed on their individual application. Thank you!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Notario, Melanie [<mailto:MNotario@selectmedical.com>]  
**Sent:** Wednesday, November 18, 2015 11:07 AM  
**To:** Conley, Azzie  
**Subject:** FW: 2016\_Hospital app Blank

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario  
Manager of Regulatory Affairs

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Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

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**From:** Deane, Leslie L.

**Sent:** Wednesday, November 18, 2015 10:46 AM

**To:** Notario, Melanie

**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]

**Sent:** Tuesday, November 17, 2015 5:27 PM

**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cumber; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone

**Cc:** Help Desk

**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be

mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Subject:** abortion files  
**Date:** Wednesday, November 18, 2015 8:19:00 AM  
**Attachments:** [20151118074327235.pdf](#)

---

Gaye:

Good morning:

Will you please provide Linda Johnson the documents listed? These are needed to complete the scanning of reports of surveys. Thank you.

**From:** [Conley, Azzie](#)  
**To:** [Mike Vicario](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_Hospital app Blank  
**Date:** Tuesday, November 17, 2015 4:28:00 PM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)

---

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Subject:** 2016\_Hospital app w\_nhlsupp Blank  
**Date:** Wednesday, November 18, 2015 9:59:00 AM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp Blank.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [DHSR Webmaster](#)  
**Cc:** [REDACTED]  
**Subject:** RE: Information Request  
**Date:** Tuesday, November 17, 2015 11:11:00 AM  
**Attachments:** [image002.png](#)

---

[REDACTED]

You are correct. A clinic closed at that location in 2013. A newly licensed clinic is operational under new ownership at the specified location. Please let me know if you need additional information. Thank you for your inquiry.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** DHSR Webmaster  
**Sent:** Monday, October 26, 2015 3:48 PM  
**To:** Conley, Azzie  
**Subject:** FW: Information Request

Azzie,

At your convenience, will you or your designee please respond to this inquiry and cc the DHSR Webmaster in your reply?

Thank you.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
**Sent:** Monday, October 26, 2015 3:37 PM  
**To:** DHSR Webmaster  
**Subject:** Information Request

Do you have a listing of the licensed abortion facilities in North Carolina?

I am wondering because there is a clinic that was closed by the state in 2013, but it is now reopened and offering abortions. The name of the clinic is 400-B Crutchfield Street, Durham, NC 27704. I called the clinic on October 15, and the gentleman who answered the phone (it sounded like he was the abortionist himself) said he could schedule me for an abortion the following Monday.

I couldn't find the clinic listed as a licensed health care facility on your site, though.

If you could send me a list of license abortion facilities, that would be great.

Thank you!

[REDACTED]

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** FW: Duke University Medical Center: Quick Question  
**Date:** Tuesday, November 10, 2015 5:16:00 PM  
**Attachments:** [image002.png](#)

---

Will you please respond? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Edgerton, Laurie  
**Sent:** Monday, October 26, 2015 8:49 AM  
**To:** Conley, Azzie  
**Subject:** FW: Duke University Medical Center: Quick Question

Good Morning,

I need to contact the person at Duke who fills out the LRA and ask a few questions about their abortion numbers. I'm following up with you because you are the person who is most likely to know who that person is.

Nobody I've contacted at Duke seems to know.

Thank you for any help you can provide.

Laurie

---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 1:21 PM  
**To:** Conley, Azzie  
**Subject:** RE: Duke University Medical Center: Quick Question

Thank you for getting back to me so quickly!

I don't have access to Duke's LRA, so I can't refer to it. Even my contact at Duke has no clue about who filled out Duke's LRA or where it can be found.

If you have a copy of Duke's LRA, please send me the name of the person who signed that document.

Thank you so much!

Laurie

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 1:14 PM  
**To:** Edgerton, Laurie  
**Subject:** RE: Duke University Medical Center: Quick Question

It is reported on your annual LRA.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 12:48 PM  
**To:** Conley, Azzie  
**Subject:** Duke University Medical Center: Quick Question

Hello Ms. Conley,

I hope you are doing well.

I was wondering, who gives you the abortion services count from Duke University Medical Center? My contact has no idea who that might be. If you have a name and phone number, I would love for you to send them to me.

Thank you so much!

**Laurie L. Edgerton**

N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Conley, Azzie](#)  
**To:** [Jodi Robertson](#)  
**Subject:** Re: Abortion clinic renewal application  
**Date:** Saturday, November 07, 2015 1:26:55 PM

---

Initial and return. Thank you

---

**From:** Jodi Robertson <womenshealth27704@gmail.com>  
**Sent:** Saturday, November 7, 2015 10:57:25 AM  
**To:** Conley, Azzie  
**Subject:** Abortion clinic renewal application

Ms. Conley,

I have the renewal application and fee ready to send in but I am unsure what to do with the last 3 pages of the application. 1 page is the NC Abortion Statute and the other 2 are the front and back of the Induced Abortion Case Report; do I need to initial these and send them back?

I left you a phone message Friday afternoon, but thought email might be an easier to communicate.

Thank you for your help,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc.  
400-B Crutchfield St  
Durham, NC 2704

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#); [Conley, Azzie](#)  
**Subject:** abortion clinics  
**Date:** Friday, November 06, 2015 2:01:00 PM  
**Attachments:** [image001.png](#)

---

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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 Nothing Compares 

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**From:** [Conley, Azzie](#)  
**To:** [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Re: VIOLATIONS - Woma"s Right to Know  
**Date:** Thursday, October 01, 2015 10:28:56 PM

---

These would be violations of the act. I need to see if the first facility is a physician based practice or under a hospital. During investigations last year, APWC was in compliance with the act.

---

**From:** Pratt, Drexdal  
**Sent:** Thursday, October 1, 2015 5:28:03 PM  
**To:** Conley, Azzie  
**Cc:** Christian, Patsy; Ouimet, Cheryl  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Azzie

Please take a look at this. Let me know if we need to investigate. Thanks

---

**From:** Dr. Randall Williams  
**Sent:** Thursday, October 01, 2015 5:10 PM  
**To:** Sholar, Adam <Adam.Sholar@dhhs.nc.gov>; Kulinski, Kelly <kelly.kulinski@dhhs.nc.gov>; Glasgow, Patricia <Patricia.Glasgow@dhhs.nc.gov>  
**Cc:** Pratt, Drexdal <drexdal.pratt@dhhs.nc.gov>  
**Subject:** RE: VIOLATIONS - Woma's Right to Know

Drexdal, please let me know if we need to be involved but sounds regulatory. Thank you Randall

Randall Williams, M.D., FACOG  
Deputy Secretary for Health Services  
N.C. Department of Health & Human Services  
101 Blair Drive, Adams Building  
2001 Mail Service Center  
Raleigh, NC 27699-2001  
Tel: 919-855-4802  
Fax: 919-715-4645  
[randall.williams@dhhs.nc.gov](mailto:randall.williams@dhhs.nc.gov)  
[www.ncdhhs.gov](http://www.ncdhhs.gov)

---

**From:** Sholar, Adam  
**Sent:** Thursday, October 01, 2015 4:41 PM  
**To:** Kulinski, Kelly <[kelly.kulinski@dhhs.nc.gov](mailto:kelly.kulinski@dhhs.nc.gov)>; Glasgow, Patricia <[Patricia.Glasgow@dhhs.nc.gov](mailto:Patricia.Glasgow@dhhs.nc.gov)>  
**Cc:** Dr. Randall Williams <[Randall.Williams@dhhs.nc.gov](mailto:Randall.Williams@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Subject:** FW: VIOLATIONS - Woma's Right to Know

Kelly and Patricia,  
Please handle as usual.

Randall and Drexdal - FYI

---

**From:** Robb Jansen (Sen. Joyce Krawiec) [<mailto:krawiecla@ncleg.net>]

**Sent:** Thursday, October 01, 2015 2:37 PM

**To:** Sholar, Adam <[Adam.Sholar@dhhs.nc.gov](mailto:Adam.Sholar@dhhs.nc.gov)>

**Subject:** FW: VIOLATIONS - Woma's Right to Know

Adam,

Senator Krawiec received the email below which has her concerned about DHHS oversight of abortion clinics. She asked me to forward it to you to see if there is anything DHHS can do to help the situation. All the concerns are outlined in the email below. We appreciate any help you can provide.

Best regards,

Robb

-----

**Robb Jansen**

Legislative Assistant

North Carolina Senate

Office of Sen. Joyce Krawiec

(919) 733-7850 | [krawiecla@ncleg.net](mailto:krawiecla@ncleg.net)

Begin forwarded message:

**From:** [REDACTED]  
**Date:** September 25, 2015 at 3:36:51 PM EDT  
**To:** [jrkrawiec@aol.com](mailto:jrkrawiec@aol.com)  
**Subject:** VIOLATIONS - Woma's Right to Know

Hi, Senator Krawiec -

Recently, I called two abortion clinics in Charlotte and I want to alert you of the Woman's Right to Know Act violations I discovered.

At Carolina Center for Women, "Wendover":

1.) The name of the doctor isn't given until the day of the appointment. This leaves the woman no time to research her doctor. We know they will not tell her if he has local hospital privileges or of his insurance malpractice status.

2.) "Counseling" is done on the SAME day as the abortion. I was told the counseling is just a RECORDING. If a woman has questions, how is she supposed to ask a recording?! I was assured there would not be a nurse to call me back and no one there to talk me out of it which leads me to believe other options are not discussed.

3.) With everything being on the same day, do you really believe they follow the four-hour waiting period between the ultrasound and the abortion. NO. We know ultrasounds are only given to size the baby. The bigger the baby, the more money they make. The woman never sees it.

At A Preferred Women's Health Center, "Latrobe":

Again, the name of the doctor isn't given until the day of the appointment - violating the 24-hour waiting period.

These two clinics admitted to everything being done on the same day. An admission to that is an admission to breaking the law.

It is my understanding that the only thing that can be done is a woman or man can sue AFTER the fact. Which is ridiculous. And this law is weak. What good is a law without repercussions?

If I have misunderstood the Woman's Right to Know Act, please correct me. And please let me know of any changes beginning October 1 - other than the 72-hour waiting period.

With the above violations and health citations, these clinics need to be shut down permanently. I trust I have your attention on this matter and I look forward to hearing from you soon to discuss what can be done and what changes will be made.

Thank you,



Cabarrus county

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** 2016\_AB APP  
**Date:** Thursday, October 01, 2015 4:28:00 PM  
**Attachments:** [2016\\_AB APP.doc](#)

---

Please see change on page 3. Thank you

**From:** [Conley, Azzie](#)  
**To:** [Lamphere, Megan](#)  
**Subject:** FW: Rules for posting  
**Date:** Tuesday, September 29, 2015 4:15:00 PM  
**Attachments:** [Final 10A NCAC 14E .0101.docx](#)  
[Final 10A NCAC 14E .0104.docx](#)  
[Final 10A NCAC 14E .0109.docx](#)  
[Final 10A NCAC 14E .0111.docx](#)  
[Final 10A NCAC 14E .0201.docx](#)  
[Final 10A NCAC 14E .0202.docx](#)  
[Final 10A NCAC 14E .0206.docx](#)  
[Final 10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.doc](#)  
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[10A NCAC 14E .0304.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

Merry Christmas!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Re: Hot topics  
**Date:** Tuesday, September 22, 2015 6:34:06 PM

---

I will finalize Thursday.

Thanks to each of you!

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:08:24 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: Hot topics

The list looks good to me. Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:22 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: Hot topics

I have to provide to Drexdal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#); [Ouimet, Cheryl](#)  
**Subject:** Fw: no objections~  
**Date:** Monday, September 21, 2015 7:03:03 PM

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FYI

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**From:** Pfeiffer, Nadine  
**Sent:** Monday, September 21, 2015 1:07:27 PM  
**To:** Conley, Azzie  
**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including



subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

**(a) Personnel Records:**

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of

the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**



An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Subject:** 2016\_Hospital app blank  
**Date:** Wednesday, October 28, 2015 1:14:00 PM  
**Attachments:** [2016\\_Hospital app blank .doc](#)

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Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Deporter, Cindy](#)  
**Subject:** ABC data legislation  
**Date:** Friday, September 18, 2015 12:26:00 PM

---

Linda:

I will be out of the office Monday through Wednesday. I have hospital files in my office that questions have been raised regarding abortion procedures and other items. I have referred a couple folk to you regarding the process to amend data in hospital files. Concerns go as far back as the 2009 LRA data (SMILE).

Lynn will be covering in my absence and available to assist as needed. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Cc:** [Christian, Patsy](#); [Deporter, Cindy](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 1:12:00 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

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Updated slide(s) for the Acute and Home Care Section: #20 and #21.

**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Cc:** [Mccarty, Debbie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014.ppt  
**Date:** Monday, October 26, 2015 11:40:00 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

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Please review slides 21 and 22 or 20 and 21.

Debbie:

Please review same slides and advise.

Thank you.

**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 3:38:00 PM  
**Attachments:** [Procedure Manual.ppt](#)

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Too many manuals to get the job done. Reminds me of the huge white binders we use to keep with the SOM.

I made minor change to slide 6, the list of programs. Love it!

*HAPPY BOSSES DAY!!!!!!!!!!!!!!!!!!!!!!*

**From:** [Conley, Azzie](#)  
**Subject:** Fw: Hot topics  
**Date:** Monday, September 21, 2015 7:13:58 PM

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**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

**From:** [Howell, Eleanor](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Automatic reply: DHSR Abortion totals for 2009-present  
**Date:** Thursday, November 12, 2015 11:26:04 AM

---

I am out of the office until Monday, November 16, and will not have access to e-mail. If you need immediate assistance, contact the State Center for Health Statistics at 919-733-4728. For data requests, you may e-mail [SCHS.Info@dhhs.nc.gov](mailto:SCHS.Info@dhhs.nc.gov).

**Eleanor Howell**

Director, State Center for Health Statistics  
Division of Public Health  
North Carolina Department of Health and Human Services

919 715 7475 office  
919 733 8485 fax  
[Eleanor.Howell@dhhs.nc.gov](mailto:Eleanor.Howell@dhhs.nc.gov)

222 N. Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900

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**From:** [Jodi Robertson](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Abortion clinic renewal application  
**Date:** Saturday, November 07, 2015 1:45:30 PM

---

Thank you!

On Sat, Nov 7, 2015 at 1:26 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:  
They are reminders.

---

**From:** Jodi Robertson <[womenshealth27704@gmail.com](mailto:womenshealth27704@gmail.com)>  
**Sent:** Saturday, November 7, 2015 10:57:25 AM  
**To:** Conley, Azzie  
**Subject:** Abortion clinic renewal application

Ms. Conley,

I have the renewal application and fee ready to send in but I am unsure what to do with the last 3 pages of the application. 1 page is the NC Abortion Statute and the other 2 are the front and back of the Induced Abortion Case Report; do I need to initial these and send them back?

I left you a phone message Friday afternoon, but thought email might be an easier to communicate.

Thank you for your help,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc.  
400-B Crutchfield St  
Durham, NC 2704

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);



*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

**(a) Personnel Records:**

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of

the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.



#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

(a) Personnel Records:

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of



the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: Abortion Files  
**Date:** Thursday, December 03, 2015 9:37:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
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---

**From:** Johnson, Linda  
**Sent:** Thursday, December 03, 2015 9:19 AM  
**To:** Johnson, Linda  
**Cc:** Conley, Azzie  
**Subject:** Abortion Files

Good morning Gaye,

The abortion files that were in my cart yesterday are in the cubical waiting to be filed, or you can leave them until we meet on mailing out the licenses and filing the LRA.

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 3:27:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

All the files/

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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**From:** Stancil, Gaye S  
**Sent:** Tuesday, December 01, 2015 3:24 PM  
**To:** Conley, Azzie  
**Cc:** Johnson, Linda  
**Subject:** RE: abortion files

Azzie, are you referring to the 2015 applications?

Regards,

Gaye Stancil



Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
N.C. Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Date:** Tuesday, December 01, 2015 9:59:00 AM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

Sounds good.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:58 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Sounds good. Laurie Edgerton and April Duval will be there tomorrow morning – around 9 a.m.. I'll have them ask for you at the front desk.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900



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**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 9:39 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion totals for 2009-present

We are in walking business to the Adams Building.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:28 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Great – they can stop by tomorrow (Wed) morning at 9 a.m. If they can't complete it all at that time, then they might also come on Thursday morning as well. When you get a chance, can you send info on how to get there – e.g. directions, parking, & how they can access your bldg.?

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
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---

**From:** Conley, Azzie

**Sent:** Monday, November 30, 2015 9:02 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** Re: DHSR Abortion totals for 2009-present

Any day this week is good.

---

**From:** Jones-vessey, Kathleen  
**Sent:** Monday, November 30, 2015 5:06:31 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I just wanted to check back in with you regarding this. I guess those dates/times didn't work for you. If you could just let me know a good date for this, then I'll consult with the staff who would be assisting us with this. In general, I believe that 9 am-noon would work best for these staff.

Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:56 PM  
**To:** Conley, Azzie

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Okay, that doesn't sound too bad. So I think two of my staff (Laurie Edgerton & April Duval) are available to help tomorrow or Tuesday morning, after 9 a.m.. Just let me know if which date would work best for you. Directions & parking information would also be helpful as don't think that either have been to DHSR before.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office

919 733 8485 fax

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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**From:** Conley, Azzie

**Sent:** Thursday, November 19, 2015 2:27 PM

**To:** Jones-vessey, Kathleen

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Manual file review to pull the data.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center  
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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:25 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

I'm down 4 staff right now, but I'll see what I can do. Before I send anyone over there, can you tell me what is involved with pulling this information? I just want to be sure I send the right staff.

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
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---

**From:** Conley, Azzie  
**Sent:** Thursday, November 19, 2015 2:23 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Kathleen

We have not starting compiling this data related to other workload priorities. Do you have staff available to assist?

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 12:44 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I was just checking back on this. Any idea when this might be complete? Dr. Williams is very much interested in these comparisons going back in time.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 11:42 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Importance:** High

I understand – I realize that this involves a lot of manual work. Just let me know what is a realistic timeframe for this. If there's anything that my staff can do to assist with this, please let me know.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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-

---

**From:** Conley, Azzie  
**Sent:** Thursday, November 12, 2015 11:26 AM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

This will require a manual review of files from 2009 – and time to collect data.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 10:52 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** DHSR Abortion totals for 2009-present  
**Importance:** High

Hi Azzie,

Dr. Williams has asked us to compare SCHS abortion totals by facility with DHSR figures for a longer time period – specifically, from 2009-forward. As soon as possible, could you please send us abortion totals from 2009-present by facility, as documented in your DHSR annual licensure renewal reports? We currently have this information for the Oct 1, 2013 to Sept 30, 2014 time period – so no need to send that to us that report again, however.

Feel free to give me a call if you have any questions or need any additional information.

Best regards,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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-

**From:** [Conley, Azzie](#)  
**To:** [mvcario@ncha.org](mailto:mvcario@ncha.org)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:10:00 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)  
[image002.png](#)

---

Applications are in the mail!!!!!!!!!!!!!!

Please alert folk, the fee is computed on their individual application. Thank you!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Notario, Melanie [<mailto:MNotario@selectmedical.com>]  
**Sent:** Wednesday, November 18, 2015 11:07 AM  
**To:** Conley, Azzie  
**Subject:** FW: 2016\_Hospital app Blank

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario  
Manager of Regulatory Affairs

## SELECT MEDICAL: Improving Quality of Life

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.

**Sent:** Wednesday, November 18, 2015 10:46 AM

**To:** Notario, Melanie

**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]

**Sent:** Tuesday, November 17, 2015 5:27 PM

**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cumber; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone

**Cc:** Help Desk

**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be

mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Subject:** 2016\_Hospital app w\_nhlsupp Blank  
**Date:** Wednesday, November 18, 2015 9:59:00 AM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp Blank.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Subject:** abortion files  
**Date:** Wednesday, November 18, 2015 8:19:00 AM  
**Attachments:** [20151118074327235.pdf](#)

---

Gaye:

Good morning:

Will you please provide Linda Johnson the documents listed? These are needed to complete the scanning of reports of surveys. Thank you.

**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Hospital LRA - Updated  
**Date:** Tuesday, November 17, 2015 4:17:44 PM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp \[Blank\].doc](#),  
[2016\\_Hospital app w\\_nhlsupp \[Blank\].pdf](#),  
[2016\\_Hospital app \[Blank\].doc](#),  
[2016\\_Hospital app \[Blank\].pdf](#),  
[image001.png](#)

---

Here you go .

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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---

**From:** Conley, Azzie  
**Sent:** Tuesday, November 17, 2015 3:50 PM  
**To:** Stanford, Jodi E  
**Subject:** RE: Hospital LRA - Updated

Jodi

Can I get a word version without any hospital identifiers? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Stanford, Jodi E  
**Sent:** Monday, November 09, 2015 2:23 PM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Sorry I attached the wrong Hospital Version.

**Thanks,**

**Jodi Stanford**  
Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** Conley, Azzie  
**Sent:** Monday, November 09, 2015 1:14 PM  
**To:** Stanford, Jodi E; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; Mclamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Jodi

Page two should be consistent and include the table. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E

**Sent:** Monday, November 09, 2015 1:09 PM

**To:** Conley, Azzie; Craddock, Amy D

**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra

**Subject:** Hospital LRA - Updated

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst

Division of Health Service Regulation, Information Systems

North Carolina Department of Health and Human Services

919-855-3997 office

919-855-3845 IS main number

919-733-8139 fax

[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Horton, Jeff](#)  
**Subject:** 2016\_AS APP -Ver 2  
**Date:** Tuesday, November 17, 2015 3:40:00 PM  
**Attachments:** [2016\\_AS APP -Ver 2.doc](#)

---

This is the LRA for 2016 ASCs. How are you!

**From:** [Johnson, Linda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Emailing: Hospitalprocess10181907-2  
**Date:** Tuesday, November 17, 2015 12:18:26 PM  
**Attachments:** [Hospitalprocess10181907-2.ppt](#)

---

Your message is ready to be sent with the following file or link attachments:

Hospitalprocess10181907-2

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.Certification.LTC](#); [DHSR.AcuteHomeCare](#)  
**Subject:** Fwd: News Clips: November 16, 2015  
**Date:** Monday, November 16, 2015 3:32:41 PM

---

FYI

**Cindy Deporter, MSSW**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
Nursing Home Licensure and Certification Section  
North Carolina Department of Health and Human Services

(Office) [919-855-4557](#)  
(Cell) 919-937-7112  
(Fax) [919-715-3073](#)  
Cindy, [Deporter@dhhs.nc.gov](mailto:Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr>

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**From:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Date:** November 16, 2015 at 3:28:14 PM EST  
**To:** DHHS.DHSR.Management.Team <[dhsr.managementteam@lists.ncmail.net](mailto:dhsr.managementteam@lists.ncmail.net)>  
**Subject:** Fwd: News Clips: November 16, 2015

Sent from my iPhone

Begin forwarded message:

**From:** "Lefebvre, Alexandra" <[Alexandra.Lefebvre@dhhs.nc.gov](mailto:Alexandra.Lefebvre@dhhs.nc.gov)>  
**Date:** November 16, 2015 at 10:06:19 AM EST  
**Subject:** News Clips: November 16, 2015

**TOP**

**NC has accepted 44 Syrian refugees**

Dan Way  
Carolina Journal  
November 16, 2015  
[http://www.carolinajournal.com/exclusives/display\\_exclusive.html?id=12562](http://www.carolinajournal.com/exclusives/display_exclusive.html?id=12562)

**DHHS discloses second Medicaid data breach**

Matthew Burns

WRAL

November 13, 2015

<http://www.wral.com/dhhs-discloses-second-medicaid-data-breach/15106827/>

**DHHS: Medical records exposed**

Richard Craver

Winston-Salem Journal

November 16, 2015

[http://www.journalnow.com/news/local/dhhs-medical-records-exposed/article\\_166f2945-e1dc-5304-9309-ee716a598afb.html](http://www.journalnow.com/news/local/dhhs-medical-records-exposed/article_166f2945-e1dc-5304-9309-ee716a598afb.html)

**Legislative committee to address schools, DHHS issues**

Richard Craver

Winston-Salem Journal

November 13, 2015

[http://www.journalnow.com/news/local/legislative-committee-to-address-schools-dhhs-issues/article\\_ec2eb39f-c077-50e7-a613-2a653ed8e872.html](http://www.journalnow.com/news/local/legislative-committee-to-address-schools-dhhs-issues/article_ec2eb39f-c077-50e7-a613-2a653ed8e872.html)

**Health secretary plans no move on MCO consolidation until summer**

Richard Craver

Winston-Salem Journal

November 13, 2015

[http://www.journalnow.com/news/local/health-secretary-plans-no-move-on-mco-consolidation-until-summer/article\\_448fda4c-1e91-5c94-8f25-7cc4177e4bcd.html](http://www.journalnow.com/news/local/health-secretary-plans-no-move-on-mco-consolidation-until-summer/article_448fda4c-1e91-5c94-8f25-7cc4177e4bcd.html)

**9 Investigates after mother says state program not helping sick child (CAP-C; quotes Dave Richard)**

John Paul

WSOC

November 13, 2015

<http://www.wsocv.com/news/news/special-reports/9-investigates-after-mother-says-state-program-not/npMgW/>

**Low Income Energy Assistance Program accepting applications**

WECT 6

November 13, 2015

<http://www.wect.com/story/30461277/low-income-energy-assistance-program-accepting-applications>

**N.C. Editorial: Fund autopsies**

Greenville Daily Reflector/Rocky Mount Telegram

Nov. 15

<http://www.reflector.com/opinion/editorials/nc-editorial-fund-autopsies-3041905>

**TOP-NCGA****Insurers add 8 million Medicaid patients thanks to Obamacare and GOP**

Bruce Japsen

Forbes

November 15, 2015

<http://www.forbes.com/sites/brucejapsen/2015/11/15/obamacare-and-gop-governors-bring-8-million-medicaid-patients-to-private-insurers/>

**LOCAL****Authorities investigating after inmate found dead in cell**

AP/WRAL

November 16, 2015

<http://www.wral.com/authorities-investigating-after-inmate-found-dead-in-cell/15112298/>

**No easy options in custody case involving possible deportation of children (mentions local DSS)**

Bertrand M. Gutierrez & Michael Hewlett

Winston-Salem Journal

November 15, 2015

[http://www.journalnow.com/news/local/no-easy-options-in-custody-case-involving-possible-deportation-of/article\\_03a731ba-6896-5e35-b6ca-b96dffd3c5e4.html](http://www.journalnow.com/news/local/no-easy-options-in-custody-case-involving-possible-deportation-of/article_03a731ba-6896-5e35-b6ca-b96dffd3c5e4.html)

### **Coordinated services help people reach beyond disability**

Taylor Sisk

NC Health News

November 16, 2015

<http://www.northcarolinahealthnews.org/2015/11/16/reaching-beyond-disability-within-our-communities/>

### **'Silver tsunami' of retirees set to change Asheville (mentions Medicaid and medical care)**

Caitlin Byrd

Asheville Citizen-Times

November 14, 2015

<http://www.citizen-times.com/story/news/local/2015/11/14/silver-tsunami-retirees-set-change-asheville/75107094/>

## **STATE**

### **Texas abortion case echoes NC efforts**

BY CRAIG JARVIS

News & Observer

Nov. 13, 2015

<http://www.newsobserver.com/news/politics-government/politics-columns-blogs/under-the-dome/article44789298.html>

## **NATIONAL**

### **Cantaloupes to cauliflower, pineapples to plaintains: FDA finalizes first federal safety rules for produce**

Brady Dennis

Washington Post

November 13, 2015

<https://www.washingtonpost.com/news/to-your-health/wp/2015/11/13/cantaloupes-to-cauliflower-pineapples-to-plantains-fda-finalizes-first-federal-safety-rules-for-produce/>

### **Many say high deductibles make their health law insurance all but useless**

Robert Pear

New York Times

November 14, 2015

[http://www.nytimes.com/2015/11/15/us/politics/many-say-high-deductibles-make-their-health-law-insurance-all-but-useless.html?\\_r=0](http://www.nytimes.com/2015/11/15/us/politics/many-say-high-deductibles-make-their-health-law-insurance-all-but-useless.html?_r=0)

### **APNewsBreak: Medicare spending \$9B on hepatitis C drugs**

Ricardo Alonso-Zaldivar

AP

November 13, 2015

<http://www.wsocvt.com/ap/ap/top-news/apnewsbreak-medicare-spending-9b-on-hepatitis-c-dr/npMhd/>

### **Rare TB case shows difficulty diagnosing, treating children**

Lauran Neergaard

WNCN Raleigh/AP

Nov. 15

<http://wncn.com/ap/rare-tb-case-shows-difficulty-diagnosing-treating-children-2/>

## **OPINION**

### **Remembering men who found justice for others (local Medical Examiner)**

Carole Moore

Jacksonville Daily News

November 15, 2015

<http://www.jdnews.com/article/20151115/OPINION/151119369/0/SEARCH>

**Government Gets Poor Data**

By John Hood

Carolina Journal Online

Nov. 16, 2015

[http://www.carolinajournal.com/daily\\_journal/index.html](http://www.carolinajournal.com/daily_journal/index.html)

**Guest columnist: Lessons from a challenging day at Mission**

Rep. Brian Turner

Asheville Citizen-Times

November 13, 2015

<http://www.citizen-times.com/story/opinion/contributors/2015/11/13/guest-columnist-lessons-challenging-day-mission/75701894/>

---

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---

DHSR.ManagementTeam mailing list

[DHSR.ManagementTeam@lists.ncmail.net](mailto:DHSR.ManagementTeam@lists.ncmail.net)

**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#); [Craddock, Amy D](#)  
**Cc:** [Dickson, Tom E](#); [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** Hospital with Nursing Home Supplement  
**Date:** Monday, November 16, 2015 12:19:00 PM  
**Attachments:** [Hospital w\\_NHLsupp 2016 LRAs Merge.pdf](#)  
[image001.png](#)

---

As promised, the Hospital with Nursing Home supplements. Please take one final look and if all is good I will plan to print this hopefully this week.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees  
**Date:** Friday, November 13, 2015 6:55:14 AM  
**Attachments:** [image001.png](#)

---

Thank you

---

**From:** Ethridge, Lynn  
**Sent:** Friday, November 13, 2015 6:53:24 AM  
**To:** Conley, Azzie  
**Subject:** RE: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Sheila can peer...but supervisor should handle supervisory review and validate accuracy and completeness of findings.

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



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---

**From:** Conley, Azzie  
**Sent:** Friday, November 13, 2015 6:50 AM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>  
**Subject:** Re: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Thank you.

Should Sheila be reviewing findings and surveyor notes or is this a supervisor's responsibility to validate accuracy and completeness of findings?

---

**From:** Ethridge, Lynn

**Sent:** Friday, November 13, 2015 6:40:09 AM

**To:** Conley, Azzie

**Subject:** RE: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Will do. I was wrong about Wake doing CT scan....only transvaginal ultrasound prior to hysterectomy. Diagnosed bicornuate uterus with ultrasound at Wake. CT done after hysterectomy related to hematoma development.

Happy Friday!

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603

Phone: 919-218-9458

[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



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---

**From:** Conley, Azzie

**Sent:** Friday, November 13, 2015 5:18 AM

**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>

**Subject:** Fw: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Please handle. Thank you

I have MCC at 9 today. Happy Friday!

---

**From:** Marie Goodwin <[mgoodwin19603@gmail.com](mailto:mgoodwin19603@gmail.com)>

**Sent:** Thursday, November 12, 2015 3:26:05 PM

**To:** Conley, Azzie

**Subject:** Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Hello,

I am the Educator at an Acute Care Facility in NC. Our Infection Preventionist is not a RN but manages the documentation and requirements of our facility for new employees and current employees and their immunization requirements. Our question is, if we send her to Medication Tech or Medication Assistant class can we then allow her to administer IM/SQ and intradermal vaccines to current and new employees under the direction of an RN?

Thank you for your assistance.

Marie Goodwin, BSN RN  
Educator  
Person Memorial Hospital  
Roxboro, NC

---

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hallmark Letter  
**Date:** Thursday, November 12, 2015 7:54:53 PM  
**Attachments:** [HALLMARK LETTER NOV 2015.RTF](#)  
[image001.png](#)

---

Azzie, is this letter ok? If ok, do I send a letter to the Medical Board or call them? Gray is coming to the office in the morning and I'm hoping to send this packet by him. Thanks!!

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



 Nothing Compares

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** FW: Duke University Medical Center: Quick Question  
**Date:** Tuesday, November 10, 2015 5:16:00 PM  
**Attachments:** [image002.png](#)

---

Will you please respond? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Edgerton, Laurie  
**Sent:** Monday, October 26, 2015 8:49 AM  
**To:** Conley, Azzie  
**Subject:** FW: Duke University Medical Center: Quick Question

Good Morning,

I need to contact the person at Duke who fills out the LRA and ask a few questions about their abortion numbers. I'm following up with you because you are the person who is most likely to know who that person is.

Nobody I've contacted at Duke seems to know.

Thank you for any help you can provide.

Laurie

---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 1:21 PM  
**To:** Conley, Azzie  
**Subject:** RE: Duke University Medical Center: Quick Question

Thank you for getting back to me so quickly!

I don't have access to Duke's LRA, so I can't refer to it. Even my contact at Duke has no clue about who filled out Duke's LRA or where it can be found.

If you have a copy of Duke's LRA, please send me the name of the person who signed that document.

Thank you so much!

Laurie

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 1:14 PM  
**To:** Edgerton, Laurie  
**Subject:** RE: Duke University Medical Center: Quick Question

It is reported on your annual LRA.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 12:48 PM  
**To:** Conley, Azzie  
**Subject:** Duke University Medical Center: Quick Question

Hello Ms. Conley,

I hope you are doing well.

I was wondering, who gives you the abortion services count from Duke University Medical Center? My contact has no idea who that might be. If you have a name and phone number, I would love for you to send them to me.

Thank you so much!

Laurie L. Edgerton

N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Stancil, Gaye S](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Abortion Clinics

---

-----  
From: Conley, Azzie  
Sent: Friday, November 06, 2015 2:01 PM  
To: Stancil, Gaye S  
Cc: Johnson, Linda; Conley, Azzie  
Subject: abortion clinics

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

Azzie Y. Conley, RN

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov) <<mailto:Azzie.Conley@dhhs.nc.gov>>

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center

Raleigh, NC 27699-2712

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**From:** [Jones, Starlene](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Infection Control Tool  
**Date:** Tuesday, November 10, 2015 9:17:04 AM  
**Attachments:** [Survey-and-Cert-Letter-15-12-Attachment-1.pdf](#)  
[image002.png](#)

---

Azzie:

See the above attachment.

Starlene Jones, RN  
Nurse Consultant  
Division of Health Service Regulation, Acute and Home Care Licensure & Certification  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-218-5681 mobile  
919-715-3073 fax  
[Starlene.jones@dhhs.nc.gov](mailto:Starlene.jones@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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Raleigh, NC 27699-2712



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**From:** [Jodi Robertson](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Abortion clinic renewal application  
**Date:** Saturday, November 07, 2015 1:45:30 PM

---

Thank you!

On Sat, Nov 7, 2015 at 1:26 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:  
They are reminders.

---

**From:** Jodi Robertson <[womenshealth27704@gmail.com](mailto:womenshealth27704@gmail.com)>  
**Sent:** Saturday, November 7, 2015 10:57:25 AM  
**To:** Conley, Azzie  
**Subject:** Abortion clinic renewal application

Ms. Conley,

I have the renewal application and fee ready to send in but I am unsure what to do with the last 3 pages of the application. 1 page is the NC Abortion Statute and the other 2 are the front and back of the Induced Abortion Case Report; do I need to initial these and send them back?

I left you a phone message Friday afternoon, but thought email might be an easier to communicate.

Thank you for your help,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc.  
400-B Crutchfield St  
Durham, NC 2704

---

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**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#); [Conley, Azzie](#)  
**Subject:** abortion clinics  
**Date:** Friday, November 06, 2015 2:01:00 PM  
**Attachments:** [image001.png](#)

---

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** [Horton, Rita](#)  
**To:** [Conley, Azzie](#); [Mccarty, Debbie](#); [Ethridge, Lynn](#)  
**Subject:** IJ intake - Abortion Clinic  
**Date:** Monday, November 02, 2015 3:11:34 PM

---

Please see NC00111857

Rita C. Horton  
N.C. Department of Health and Human Services  
Chief, Complaint Intake and Health Care Personnel Investigations Section – Division  
of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4500/1-800-624-3004  
Fax: 919-715-7724  
[Rita.C.Horton@dhhs.nc.gov](mailto:Rita.C.Horton@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Horton, Rita](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#); [Conley, Azzie](#)  
**Subject:** news article - abortion clinic  
**Date:** Monday, November 02, 2015 2:27:36 PM

---

Good afternoon:

Our Complaint Intake staff are receiving calls about a news article on a website, Operation Rescue (<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>). Most of the calls are not actually complaints and from people out of state. People are calling because they have read the article, and the article directs people to call our agency to demand an inspection.

I will be entering a complaint based on the information in the article.

Thank You,  
Rita C. Horton  
N.C. Department of Health and Human Services  
Chief, Complaint Intake and Health Care Personnel Investigations Section – Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4500/1-800-624-3004  
Fax: 919-715-7724  
[Rita.C.Horton@dhhs.nc.gov](mailto:Rita.C.Horton@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Lewis, Steven](#)  
**To:** [Ouimet, Cheryl](#); [Conley, Azzie](#); [Lamphere, Megan](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: updated slides for 2015 annual training  
**Date:** Monday, November 02, 2015 10:19:26 AM  
**Attachments:** [Annual Staff Training Presentation Construction changes for NOV 2015 meeting.ppt](#)

---

Construction changes to slide.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

**From:** Ouimet, Cheryl  
**Sent:** Thursday, October 22, 2015 8:29 AM  
**To:** Conley, Azzie; Lamphere, Megan; Lewis, Steven  
**Cc:** Christian, Patsy  
**Subject:** updated slides for 2015 annual training

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update you slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#); [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA  
**Date:** Thursday, October 29, 2015 4:36:07 PM  
**Attachments:** [2016\\_Hospital\\_app\\_hldata\\_Ver\\_2\\_AC.doc](#)

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Paige, Tom, and I have reviewed the LRA and made some edits. I've highlighted them in yellow on the document. I changed the update date from 8/2015 to 10/2015 in the footer. If that's not right, change it to whatever it should be. Unless we all three have missed something, everything is now correct.

Azzie, I deleted the "Bad Debt Expense" notation in the second column of the table on page 2 ("Annual Financial Assistance at Cost"). Based on our conversation this afternoon, that's what I understood was correct.

Please let me know if you have questions. I won't be in tomorrow, but I'll check my email.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#)  
**Subject:** RE: 2016\_Hospital app blank  
**Date:** Thursday, October 29, 2015 8:16:46 AM  
**Attachments:** [2016\\_Hospital app \[hldata\] Ver 2 .doc](#)

---

Here's the updated copy of the Hospital app. Please let me know if any changes are needed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 1:15 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016\_Hospital app blank

Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.

---

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Agenda for Retreat  
**Date:** Wednesday, October 28, 2015 2:25:35 PM  
**Attachments:** [AGENDA for Retreat Nov 2015.docx](#)

---

Azzie, this is the draft agenda that Debbie, Ralph and I have discussed. Our plan is to talk on Friday to firm up plans for the week. I am flexible and can either survey or plan to be in the office for the staff meetings. If 4 people from the team are going to be in the field, perhaps it best to cancel our down week and plan to have an all day staff meeting at a later date to cover most of the items on the agenda. I will do whatever you think is best for the group. I have not talked with Debbie or Ralph since our earlier conversation today. I am just getting back to my office. Please advise. Thank you.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#); [DHSR.Certification.LTC](#)  
**Subject:** FW: News Clips: October 28, 2015  
**Date:** Wednesday, October 28, 2015 1:28:31 PM  
**Attachments:** [ATT00001.txt](#)

---

fyi

---

**From:** Pratt, Drexdal [mailto:drexdal.pratt@dhhs.nc.gov]  
**Sent:** Wednesday, October 28, 2015 1:23 PM  
**To:** DHHS.DHSR.Management.Team <dhsr.managementteam@lists.ncmail.net>  
**Subject:** Fwd: News Clips: October 28, 2015

Sent from my iPhone

Begin forwarded message:

**From:** "Lefebvre, Alexandra" <[Alexandra.Lefebvre@dhhs.nc.gov](mailto:Alexandra.Lefebvre@dhhs.nc.gov)>  
**Date:** October 28, 2015 at 9:59:40 AM EDT  
**Subject:** News Clips: October 28, 2015

**TOP**

**Insurance industry takes stance against constant threat of data breaches (mentions DHHS)**

Godon & Rees LLP

Lexology

October 26, 2015

<http://www.lexology.com/library/detail.aspx?g=d527289d-ada9-47b3-b48a-e90ba779b167>

**Fisher, Van Duyn ask: Is NC abortion info safe? (quotes DHHS)**

Mark Barrett

Asheville Citizen-Times

October 28, 2015

<http://www.citizen-times.com/story/news/2015/10/27/fisher-van-duyn-ask-nc-abortion-info-safe/74690582/>

**Viewpoint: Wos took on Herculean tasks at DHHS**

Kendra Gerlach

Oct. 27, 2015

Charlotte Observer

<http://www.charlotteobserver.com/opinion/op-ed/article41533869.html#storylink=cpy>

**TOP-NCGA**

**LOCAL**

**WorkSource West hosts community fair (mentions DVRS)**

Tammie Gercken

The News Herald

October 25, 2015

[http://www.morganton.com/community/worksource-west-hosts-resource-fair-to-raise-awareness/article\\_92445ebc-7b5b-11e5-bca2-d3ef9629a145.html](http://www.morganton.com/community/worksource-west-hosts-resource-fair-to-raise-awareness/article_92445ebc-7b5b-11e5-bca2-d3ef9629a145.html)

**Elizabeth City gets grant to build playground for disabled (mentions DHHS and Medicaid)**

Elisabeth Hulette

The Virginian-Pilot

October 26, 2015

<http://hamptonroads.com/2015/10/elizabeth-city-gets-grant-build-playground-disabled>

**Set your DVR: Hooked on Heroin special to impact programming Wed. night (mentions DHHS)**

WECT-6

October 26, 2015

<http://www.wect.com/story/30350153/set-your-dvr-hooked-on-heroin-special-to-impact-programming-wed-night>

**Belhaven votes to get hospital property back**

Alena Oakes

WNCT Greenville

Oct. 27

<http://wnct.com/2015/10/27/belhaven-votes-to-get-hospital-property-back/>

**Cone keeps top grade for hospital safety; Forsyth, Wake Forest Baptist remain at B**

Richard Craver

Greensboro News & Record/Winston-Salem Journal

Oct. 28

[http://www.greensboro.com/business/local\\_business/cone-keeps-top-grade-for-hospital-safety-forsyth-wake-forest/article\\_f5e44ab9-7fd7-5913-b3e4-728517ddf4ca.html](http://www.greensboro.com/business/local_business/cone-keeps-top-grade-for-hospital-safety-forsyth-wake-forest/article_f5e44ab9-7fd7-5913-b3e4-728517ddf4ca.html)

**'Are You OK?' Program Checks on Seniors who Live Alone**

Yoojin Cho

Time Warner Cable News

October 27, 2015

<http://www.twcnews.com/nc/charlotte/news/2015/10/27/are-you-ok-program-checks-on-seniors-who-live-alone.html>

**Deputies find stillborn baby in freezer at Wake County home (ME)**

News & Observer

Oct. 27, 2015

<http://www.newsobserver.com/news/local/counties/wake-county/article41587041.html#storylink=cpy>

**Autopsy: Girl, 12, fell farther than initially reported in zip line death**

BY CLEVE R. WOOTSON JR.

Charlotte Observer

Oct. 27, 2015

<http://www.charlotteobserver.com/news/local/article41573241.html#storylink=cpy>

**Blue Ridge HealthCare Foundation assists area patients**

The News Herald

October 27, 2015

[http://www.morganton.com/community/blue-ridge-healthcare-foundation-assists-area-patients/article\\_b683dc74-7c02-11e5-a3fc-ffadeb79c4d9.html](http://www.morganton.com/community/blue-ridge-healthcare-foundation-assists-area-patients/article_b683dc74-7c02-11e5-a3fc-ffadeb79c4d9.html)

**STATE**

**State prison leaders promise changes to mental health services**

Rose Hoban

NC Health News

October 28, 2015

<http://www.northcarolinahealthnews.org/2015/10/28/state-prison-leaders-promise-changes-to-mental-health-services/>

**Preventing youth suicide: what the latest data tell us and where we go from here**

Michelle Hughes

NC Policy Watch

October 28, 2015

<http://www.ncpolicywatch.com/2015/10/28/preventing-youth-suicide-what-the-latest-data-tell-us-and-where-we-go-from-here/>

**Medicaid expansion supporters plan 'die-in' at Capitol**

WECT 6

October 28, 2015

<http://www.wect.com/story/30369838/medicaid-expansion-supporters-plan-die-in-at-capitol>

**NATIONAL****Challenges abound for US kids who've had a parent in prison**

Winston-Salem Journal

Associated Press

October 27, 2015

[http://www.journalnow.com/news/nation\\_world\\_ap/challenges-abound-for-us-kids-who-ve-had-a-parent/article\\_69a6ef52-091a-5a1c-bdac-c2f9668fd595.html](http://www.journalnow.com/news/nation_world_ap/challenges-abound-for-us-kids-who-ve-had-a-parent/article_69a6ef52-091a-5a1c-bdac-c2f9668fd595.html)

**CMS Adopts Changes To Medicare & Medicaid EHR Policies**

Debra A McCurdy

ReedSmith

October 27, 2015

<http://www.mondaq.com/unitedstates/x/438736/Healthcare/CMS+Adopts+Changes+to+Medicare+Medicaid+EHR+Policies>

**Enrollment Guide: A few tips to help you shop for a new marketplace plan**

Mary Agnes Carey

Kaiser Health News

October 28, 2015

<http://khn.org/news/enrollment-guide-a-few-tips-to-help-you-shop-for-a-new-marketplace-plan/>

**Health law increases coverage rates for women not yet pregnant**

Lisa Gillespie

Kaiser Health News

October 27, 2015

<http://khn.org/news/health-law-increases-coverage-rates-for-women-not-yet-pregnant/>

**Death rates, declining for decades, have flattened, study finds**

Sabrina Tavernise

New York Times

October 27, 2015

<http://www.nytimes.com/2015/10/28/health/death-rates-declining-for-decades-have-flattened-study-finds.html?ref=health>

**Government Study Suggests Autism Overdiagnosed**

Michelle Diamant

Disability Scoop

October 27, 2015

<http://www.disabilityscoop.com/2015/10/27/government-study-autism/20907/>

**Drug prices top Americans' list of health care concerns**

AP; News & Observer

Oct. 28, 2015

<http://www.newsobserver.com/news/article41656551.html#storylink=cpy>

**OPINION****Health plans post big losses**

John Hood

Carolina Journal

Oct. 28

[http://www.carolinajournal.com/daily\\_journal/index.html](http://www.carolinajournal.com/daily_journal/index.html)

**Billionaire to staff: Learn to write or I'll rip up your memo**

BY SARAH GRANT

Bloomberg News

Oct. 27, 2015

<http://www.charlotteobserver.com/news/business/article41595621.html#storylink=cpy>

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: CON  
**Date:** Tuesday, October 27, 2015 2:56:48 PM

---

The delay was on my end so definitely understand. We were trying to get a few questions but could not make a final decision within the timeframe.

Thanks for the opportunity. Sure I'll be in touch with you later about some potential next steps.

Take Care!

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 22, 2015 11:45 AM  
**To:** Pettiford, Belinda  
**Subject:** RE: CON

Hi Belinda

I have not received the additional information. We will not be able to amend the application for 2016. Sorry.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Tuesday, October 13, 2015 4:47 PM  
**To:** Conley, Azzie

**Subject:** RE: CON

Thanks Azzie! Appreciate you time today. ☺

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 3:51 PM  
**To:** Pettiford, Belinda  
**Subject:** CON

## **SECTION .1400 – CRITERIA AND STANDARDS FOR NEONATAL SERVICES**

### **10A NCAC 14C .1401 DEFINITIONS**

The definitions in this Rule shall apply to all rules in this Section:

- (1) "Approved neonatal service" means a neonatal service that was not operational prior to the beginning of the review period.
- (2) "Existing neonatal service" means a neonatal service in operation prior to the beginning of the review period.
- (3) "High-risk obstetric patients" means those patients requiring specialized services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery. The services are characterized by specialized facilities and staff for the intensive care and management of high-risk maternal and fetal patients before, during, and after delivery.
- (4) "Level I neonatal services" means services provided by an acute care hospital to full term and pre-term neonates that are stable, without complications, and may include neonates that are small for gestational age or large for gestational age.
- (5) "Level II neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates and infants that are stable without complications but require special care and frequent feedings; infants of any weight who no longer require Level III or Level IV neonatal services, but still require more nursing hours than normal infants; and infants who require close observation in a licensed acute care bed.
- (6) "Level III neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates or infants that are high-risk, small (approximately 32 and less than 36 completed weeks of gestational age) but otherwise healthy, or sick with a moderate degree of illness that are admitted from within the hospital or transferred from another facility requiring intermediate care services for sick infants, but not intensive care. Level III neonates or infants require less constant nursing care than Level IV services, but care does not exclude respiratory support.
- (7) "Level IV neonatal service" means neonatal intensive care services provided by an acute care hospital in a licensed acute care bed to high-risk medically unstable or critically ill neonates (approximately under 32 weeks of gestational age) or infants requiring constant nursing care or supervision not limited to continuous cardiopulmonary or respiratory support, complicated surgical procedures, or other intensive supportive interventions.
- (8) "Neonatal bed" means a licensed acute care bed used to provide Level II, III or IV neonatal services.
- (9) "Neonatal intensive care services" shall have the same meaning as defined in G.S. 131E-

- 176(15b).
- (10) "Neonatal service area" means a geographic area defined by the applicant from which the patients to be admitted to the service will originate.
  - (11) "Neonatal services" means any of the Level I, Level II, Level III or Level IV services defined in this Rule.
  - (12) "Obstetric services" means any normal or high-risk services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery.
  - (13) "Perinatal services" means services provided during the period shortly before and after birth.

*History Note: Authority G.S. 131E-177(1); 131E-183;*  
*Temporary Adoption Eff. September 1, 1993 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;*  
*Eff. January 4, 1994;*  
*Amended Eff. November 1, 1996;*  
*Temporary Amendment Eff. March 15, 2002;*  
*Amended Eff. April 1, 2003.*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Cc:** [Pfeiffer, Nadine](#)  
**Subject:** LRA  
**Date:** Tuesday, October 27, 2015 9:08:00 AM  
**Attachments:** [2016\\_Hospital\\_app blank .pdf](#)

---

Mike:

I have attached the 2016 LRA for use as you deem appropriate. Please note, page two has totally changed. Page two will request a copy of fair billing and charity care policies. We can no longer rely on the website for this information. The final will be forwarded to your attention asap. Will you please encourage everyone to return the completed application by the deadline. Thank you for your assistance.



**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Pfeiffer, Nadine](#)  
**Subject:** RE: MHH LRA APP\_2016 Ver 4  
**Date:** Tuesday, October 27, 2015 7:35:39 AM  
**Attachments:** [2016\\_Hospital\\_app blank .doc](#)

---

Sorry, I was out yesterday. Here's a blank copy of the hospital LRA.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 26, 2015 8:52 AM  
**To:** Stanford, Jodi E  
**Cc:** Mclamb, Sandra; Conley, Azzie; Pfeiffer, Nadine  
**Subject:** MHH LRA APP\_2016 Ver 4

Jodi:

This is page two for the MHL and ASC LRAs. Please handle the formatting. Thank you.

The hospital LRA will be ready early Tuesday morning.

Could I get a generic hospital application with no hospital identifier? I need to send to the hospital association. Thank you

---

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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Cc:** [Christian, Patsy](#); [Deporter, Cindy](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 1:12:00 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Updated slide(s) for the Acute and Home Care Section: #20 and #21.

**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 12:54:20 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Hey I made a couple of changes to slide 21, take a look. Anita did not have all the numbers right.

c

---

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Cc:** [Mccarty, Debbie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014.ppt  
**Date:** Monday, October 26, 2015 11:40:00 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Please review slides 21 and 22 or 20 and 21.

Debbie:

Please review same slides and advise.

Thank you.

**From:** [Azalea Y. Conley](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 60054002 Chief Acute & Home Care L&C  
**Date:** Saturday, October 24, 2015 9:04:10 PM  
**Attachments:** [60054002 Chief Acute & Home Care L&C.docx](#)  
[ATT00001.htm](#)

---

**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#)  
**Subject:** PPT  
**Date:** Friday, October 23, 2015 8:18:01 AM  
**Attachments:** [Procedure Manual QI Report.ppt](#)

---

Hey all here is the QI PPT that we are presenting today and we will be implementing.  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

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**From:** [Johnson, Linda](#)  
**To:** [Jodie B. Long](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Emailing: 10-01-02  
**Date:** Thursday, October 22, 2015 12:20:40 PM  
**Attachments:** [10-01-02.pdf](#)  
[06-12-03.pdf](#)  
[2-5-09.pdf](#)  
[4-8-04.pdf](#)  
[5-27-04.pdf](#)  
[5-30-08.pdf](#)

---

Good morning Jodie,

Didn't see a survey for 4/24/04, could there possibly be another date.

Your message is ready to be sent with the following file or link attachments:

10-01-02

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Pfeiffer, Nadine](#)  
**Subject:** 2016\_AS APP -Ver 2 amended 10222015  
**Date:** Thursday, October 22, 2015 11:19:00 AM  
**Attachments:** [2016\\_AS APP -Ver 2 amended 10222015.doc](#)

---

This is the amended ASC application. I have total missed up the format. Thank you.

The hospital application is in the final stages. I have not received information from DPH and will move forward. Thank you.

Nadine:

Please review page two.



**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pfeiffer, Nadine](#); [Mclamb, Sandra](#)  
**Subject:** RE: Ambulatory Surgical Facility LRA  
**Date:** Tuesday, October 20, 2015 7:39:53 AM  
**Attachments:** [2016 AS APP -Ver 2.doc](#)

---

Azzie,

I've added page 2 with the table. Question since we added page 2 will we need to remove page 14 or just remove the line on the Charity information since it's on page 2 now.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 19, 2015 3:46 PM  
**To:** Stanford, Jodi E  
**Cc:** Pfeiffer, Nadine  
**Subject:** RE: Ambulatory Surgical Facility LRA

Jodi:

Note changes for the ASC application.

See new page two  
No change to page 6

Will you please add a table to capture this information?

This should be the final changes for the ASC application. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E  
**Sent:** Wednesday, September 02, 2015 12:24 PM  
**To:** Conley, Azzie  
**Subject:** Ambulatory Surgical Facility LRA

Here are the changes we talked about in the meeting on August 18<sup>th</sup>. Please let me know if you need any more changes made to this.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 3:38:00 PM  
**Attachments:** [Procedure Manual.ppt](#)

---

Too many manuals to get the job done. Reminds me of the huge white binders we use to keep with the SOM.

I made minor change to slide 6, the list of programs. Love it!

*HAPPY BOSSES DAY!!!!!!!!!!!!!!!!!!!!!!*

**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 2:26:40 PM  
**Attachments:** [Procedure Manual.ppt](#)

---

This is update check it out

---

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**From:** [Fay, Kyle](#)  
**To:** [DHSR.Section.Chiefs](#)  
**Subject:** Workload Statistics - SFY14  
**Date:** Friday, October 09, 2015 2:57:02 PM  
**Attachments:** [DHSRWorkloadStats 2013-2014 Final.xls](#)

---

Per the discussion in the QI meeting this morning – here is the workload statistics report for SFY14. You may want to put on dark glasses before you try to read this report. Also – don't forget there is a second tab with OEMS information on it. Enjoy!

---

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**From:** [Conley, Azzie](#)  
**To:** [Overby, Vicky V](#); [nacole erwin-inkumsah](#); [Suggs, Demetress L](#); [Roberts, Annette C](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Monday, October 05, 2015 3:25:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

Please find attached the initial survey checklist. Additional details will follow. Thank you

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** Re: 2016\_AB APP  
**Date:** Friday, October 02, 2015 9:45:32 PM

---

Sorry. There has been another change to the Women's Right to Know and I may have one final change. I was in the filed today and will follow up with DPH on Monday. Thank you!

ASC and hospital, we have to change the transparency pages and the abortion data page. I cote no changes for 2017 LRAs. Sorry.

---

**From:** Stanford, Jodi E  
**Sent:** Friday, October 2, 2015 9:59:11 AM  
**To:** Conley, Azzie  
**Cc:** Mclamb, Sandra; Cogswell, Betty  
**Subject:** RE: 2016\_AB APP

I've completed the change on page 3 and attaching a copy for your review. Did you want to move the NPI on this form?

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:28 PM  
**To:** Stanford, Jodi E  
**Cc:** Conley, Azzie  
**Subject:** 2016\_AB APP

Please see change on page 3. Thank you

---

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#); [DHSR.Certification.LTC](#)  
**Subject:** FW: News Clips: October 2, 2015  
**Date:** Friday, October 02, 2015 10:50:26 AM

---

fyi

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Pratt, Drexdal  
**Sent:** Friday, October 02, 2015 9:59 AM  
**To:** DHSR.Management.Team <[DHSR.Management.Team@dhhs.nc.gov](mailto:DHSR.Management.Team@dhhs.nc.gov)>  
**Subject:** FW: News Clips: October 2, 2015

---

**From:** Lefebvre, Alexandra  
**Sent:** Friday, October 02, 2015 9:55 AM  
**Subject:** News Clips: October 2, 2015

**TOP**

**North Carolina reports first flu death of season**

AP – Multiple Outlets

October 1, 2015

<http://www.jdnews.com/article/20151001/NEWS/151009970>

**DHHS reports first flu-related death for 2015-16 season**

Richard Craver

Winston-Salem Journal

October 1, 2015

[http://www.journalnow.com/news/local/dhhs-reports-first-flu-related-death-for---season/article\\_4b8c0d11-a8df-597d-ac7c-c3f80c70e483.html](http://www.journalnow.com/news/local/dhhs-reports-first-flu-related-death-for---season/article_4b8c0d11-a8df-597d-ac7c-c3f80c70e483.html)

**First flu death of the season reported in Western NC**

Angelica Alvarez

WTVD

October 1, 2015

<http://abc11.com/health/first-flu-death-of-the-season-reported-in-western-nc/1011345/>

**Adult in western NC is state's first reported flu death of season**



Natalie McGugan

WRAL

October 1, 2015

<http://www.wral.com/adult-in-western-nc-is-state-s-first-reported-flu-death-of-season/14939920/>

#### **North Carolina sees first flu death**

Paige Rentz

Fayetteville Observer

October 1, 2015

[http://www.fayobserver.com/news/local/north-carolina-sees-first-flu-death/article\\_215f3ba3-1280-55b4-a308-3217708ca1c6.html](http://www.fayobserver.com/news/local/north-carolina-sees-first-flu-death/article_215f3ba3-1280-55b4-a308-3217708ca1c6.html)

#### **First flu death reported in western part of NC [quotes Dr. Megan Davies]**

WGHP Fox 8

October 1, 2015

<http://myfox8.com/2015/10/01/first-flu-death-reported-in-western-part-of-nc/>

#### **First flu death reported in NC this season (mentions Dr. Megan Davies)**

WXII 12

October 1, 2015

<http://www.wxii12.com/news/First-flu-death-reported-in-NC-this-season/35596238>

#### **NC reports 1<sup>st</sup> flu death of the 2015-16 season (DHHS mentioned)**

WNCN Raleigh

Oct. 1

<http://wncn.com/2015/10/01/nc-reports-1st-flu-death-of-the-2015-16-season/>

#### **NC DHHS Reports First Flu Death of the Season (quotes Dr. Davies)**

Kristy Steward

WLOS

October 1, 2015

<http://www.wlos.com/news/features/top-stories/stories/NC-DHHS-Reports-First-Flu-Death-of-the-Season-212902.shtml#.Vg587ysuym0>

#### **NC DHHS: Adult in western NC dies from flu, first flu death of season (quotes Dr. Davies)**

Staff Reports

WBTB

October 1, 2015

<http://www.wbtv.com/story/30162052/nc-dhhs-adult-in-western-nc-dies-from-flu-first-flu-death-of-season>

#### **TOP-NCGA**

#### **Nearly 50 new North Carolina laws take effect Thursday (mentions abortion waiting period and tanning beds)**

WXII 12

October 1, 2015

<http://www.wxii12.com/news/Nearly-50-new-North-Carolina-laws-take-effect-Thursday/35601262>

#### **End of session Health Care Wrap Up**

Rose Hoban

NC Health News

October 1, 2015

<http://www.northcarolinahealthnews.org/2015/10/01/end-of-session-health-care-wrap-up/>

#### **LOCAL**

**Wake County Issues Rabies Notice To Knightdale Residents**

Press release

October 1, 2015

<http://www.knightdalenc.gov/index.aspx?page=27&recordid=1172&returnURI=%2Findex.aspx>

**Rolesville plan helps elderly, disabled through storms**

WRAL

October 1, 2015

<http://www.wral.com/rolesville-plan-helps-elderly-disabled-through-storms/14941019/>

**Pastor: 'Everything under control' after Scarlet fever diagnosis at Charlotte daycare**

Mark Davenport

WBTV

October 1, 2015

<http://www.wbtv.com/story/30160605/pastor-everything-under-control-after-scarlet-fever-diagnosis-at-charlotte-daycare>

**Officials: Fox that bit three children tests positive for rabies**

Staff Reports

WBTV

October 1, 2015

<http://www.wbtv.com/story/30164260/officials-fox-that-bit-three-children-tests-positive-for-rabies>

**STATE****NATIONAL****Health insurers to receive a fraction of what they're owed under ACA program**

Amy Goldstein

Washington Post

October 1, 2015

[https://www.washingtonpost.com/national/health-science/health-insurers-to-receive-a-fraction-of-what-theyre-owed-under-aca-program/2015/10/01/648c429c-6886-11e5-9ef3-fde182507eac\\_story.html](https://www.washingtonpost.com/national/health-science/health-insurers-to-receive-a-fraction-of-what-theyre-owed-under-aca-program/2015/10/01/648c429c-6886-11e5-9ef3-fde182507eac_story.html)

**Requests for US unemployment benefits rose to 277,000 last week, but still close to lows**

Associated Press

October 1, 2015

[http://www.statesville.com/news/us/ap/requests-for-us-unemployment-benefits-rose-to-last-week-but/article\\_0e424e8c-070f-5255-afb5-b2055a8a051a.html](http://www.statesville.com/news/us/ap/requests-for-us-unemployment-benefits-rose-to-last-week-but/article_0e424e8c-070f-5255-afb5-b2055a8a051a.html)

**Managers of Georgia peanut plant get prison for salmonella**

By Associated Press

Greensboro News & Record

Oct. 1, 2015

[http://www.greensboro.com/news/north\\_carolina\\_ap/managers-of-georgia-peanut-plant-get-prison-for-salmonella/article\\_534ee0a1-3116-58f2-a11b-280173608880.html](http://www.greensboro.com/news/north_carolina_ap/managers-of-georgia-peanut-plant-get-prison-for-salmonella/article_534ee0a1-3116-58f2-a11b-280173608880.html)

**OPINION****Editorial: Fathers send strong message (discusses fatherlessness epidemic)**

Elizabeth Cook, Editor

Salisbury Post

October 1, 2015

<http://www.salisburypost.com/2015/10/01/editorial-fathers-send-strong-message/>

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** RE: 2016 AB\_Transmittal Memo  
**Date:** Friday, October 02, 2015 10:07:33 AM  
**Attachments:** [2016 AB\\_Transmittal Memo.doc](#)

---

Please see the revised memo attached.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:33 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016 AB\_Transmittal Memo

See change to memo. We will include the rules. Thank you

---

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**From:** [Mccarty, Debbie](#)  
**To:** [Conley, Azzie](#); [Ethridge, Lynn](#); [Mills, Ralph](#)  
**Subject:** RE: Hot topics  
**Date:** Thursday, October 01, 2015 10:54:54 AM

---

Thanks Azzie!

Debbie McCarty, RN  
North Carolina Department of Health and Human Services  
Nurse Consultant Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4620  
Fax: 919-715-3073  
[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 30, 2015 9:08 AM  
**To:** Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** FW: Hot topics

FYI

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 30, 2015 8:57 AM  
**To:** Conley, Azzie  
**Subject:** FW: Hot topics

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation

1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:50 PM  
**To:** Pratt, Drexdal  
**Cc:** Christian, Patsy; Ouimet, Cheryl; Deporter, Cindy; Conley, Azzie  
**Subject:** Hot topics

Drexdal:

This is a list of hot topics under the Acute & Home Care L & C Section. This list seems to cover September 2015 - September 2016. Please let me know if you need more detail. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
  - [Legacy Medical Care Facility](#)
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)
- ~. Abortion: (collaborate with DPH, IT)
  - Implementation of amended rules
  - Annual surveys
  - Posting of surveys results on DHSR / DHHS website access
  - Collection of data (hospitals, ASC, ABCs)
  - Refine 2016 LRA to obtain more details on the disposal of products of conception
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the

growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing home providers

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Glendening, Erin](#)  
**To:** [Pfeiffer, Nadine](#); [DHSR.Web](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules for posting  
**Date:** Wednesday, September 30, 2015 4:06:11 PM

---

The rules have been posted on the website.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Vojtko, Dana](#); [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules to be entered into the Code  
**Date:** Tuesday, September 29, 2015 3:27:18 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0206.docx](#)

---

Hi Nadine,

Here are the corrections.

Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

---

**From:** Vojtko, Dana  
**Sent:** Tuesday, September 29, 2015 2:02 PM  
**To:** Pfeiffer, Nadine <nadine.pfeiffer@dhhs.nc.gov>; Bailey, Kelly D <kelly.bailey@oah.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>  
**Subject:** RE: Rules to be entered into the Code

Nadine,

## **26 NCAC 02C .0109 CITATION TO AUTHORITIES**

(a) The agency shall cite authorities according to the most current edition of the rules of citation contained in "A Uniform System of Citation" except as listed in Paragraph (b) of this Rule. "A Uniform System of Citation" is hereby incorporated by reference and includes subsequent amendments and editions. A copy may be obtained from the Harvard Law Review Association, Gannett House, 1511 Massachusetts Ave., Cambridge, Massachusetts 02138 at a cost of sixteen dollars (\$16.00).

(b) The agency shall cite:

- (1) the General Statutes of North Carolina as "G.S. #";
- (2) the Session Laws of North Carolina as "S.L. 20xx-xxx, s. x";
- (3) an Executive Order issued by the Governor as "E.O. #, (Governor's name), (year)";
- (4) the North Carolina Administrative Code as "(Title #) NCAC (Chapter or Subchapter #) (.####)";  
and
- (5) the North Carolina Register as "(Vol. #) NCR (Issue #), (page #)".

*History Note:* Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;  
Temporary Adoption Eff. November 1, 1995;  
Eff. April 1, 1996;  
Amended Eff. December 1, 2002.

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the

correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

This change was made pursuant to (1) shown in above OAH rule. It would also be correct to state "Article 9A, G.S. 90."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in our history note to RRC. Which one is correct, or does it matter?

See (2) in the above OAH rule, there should be a space. Kelly will add a space to the citation in rule .0303.

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Kelly will make this correction.

Thank you for your review. Let me know if you have any questions.

Dana

**Dana Vojtko**

*Publications Coordinator*

*Office of Administrative Hearings*

*(919) 431-3075*

[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Tuesday, September 29, 2015 1:15 PM

**To:** Bailey, Kelly D <[kelly.bailey@oah.nc.gov](mailto:kelly.bailey@oah.nc.gov)>

**Cc:** Vojtko, Dana <[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Rules to be entered into the Code

Hi Kelly,

I have reviewed the rules to be entered into the Code for 10A NCAC 14E and I found some things that I wanted to bring to your attention. I know some things you all automatically fix if it is a wording error for the Code (like substituting the word "Section" for "Subchapter") but I want to point some things out I found:

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in

our history note to RRC. Which one is correct, or does it matter?

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Everything else looks great!

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#); [Vojtko, Dana](#)  
**Subject:** Rule to be Entered into the Code  
**Date:** Monday, September 28, 2015 3:06:05 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0304.docx](#)  
[10A NCAC 14E .0305.docx](#)  
[10A NCAC 14E .0306.docx](#)  
[10A NCAC 14E .0307.docx](#)  
[10A NCAC 14E .0308.docx](#)  
[10A NCAC 14E .0309.docx](#)  
[10A NCAC 14E .0310.docx](#)  
[10A NCAC 14E .0311.docx](#)  
[10A NCAC 14E .0313.docx](#)  
[10A NCAC 14E .0315.docx](#)  
[10A NCAC 14E .0101.docx](#)  
[10A NCAC 14E .0104.docx](#)  
[10A NCAC 14E .0109.docx](#)  
[10A NCAC 14E .0111.docx](#)  
[10A NCAC 14E .0201.docx](#)  
[10A NCAC 14E .0202.docx](#)  
[10A NCAC 14E .0206.docx](#)  
[10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.docx](#)

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Hi Nadine,

Attached are Rules **10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302 - .0311, .0313, and .0315,** to be entered into the NC Administrative Code.

Pursuant to 26 NCAC 02C .0114, the agency shall notify OAH of any error made in the attached draft within 5 business days of receipt of this email. If OAH receives written notification from the agency of any error made by OAH, OAH shall correct the error.

OAH does not post rules to the internet until the agency has responded or until 5 business days has expired.

Even though the OAH rule does not require agencies to respond if the final draft is OK, we will post your rules on the internet if we should hear from you before the 5<sup>th</sup> business day.

Please acknowledge receipt of this e-mail.

Thank you, and have a great week!

*Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083*

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:49:25 PM

---

I haven't hear have got to call patsy about a nh issue will let you know.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:49 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** RE: Section hot topics

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM

**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)

~. Abortion: (collaborate with DPH, IT)

Implementation of amended rules

Annual surveys

Posting of surveys results on DHSR / DHHS website access

Collection of data (hospitals, ASC, ABCs)

Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Edgerton, Laurie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic  
**Date:** Friday, September 25, 2015 10:31:41 AM

---

Thank you so much!  
Have a great weekend,  
Laurie

---

**From:** Conley, Azzie  
**Sent:** Friday, September 25, 2015 10:14 AM  
**To:** Edgerton, Laurie  
**Cc:** Jones-vessey, Kathleen  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic

Hi Llaurie

The numbers were reported in the 2015 LRA and signed off by Kelly Martin. Please refer the clinic to their renewal application.

Azzie Y Conley, RN  
N C Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Edgerton, Laurie  
**Sent:** Monday, September 21, 2015 2:11 PM  
**To:** Conley, Azzie  
**Cc:** Deporter, Cindy  
**Subject:** A question from: A Woman's Choice Raleigh Clinic

Hello Ms. Conley,  
I hope you are having a lovely day! I have 2 quick questions from A Woman's Choice Raleigh; I hope you can help. As you know, the staff at A Woman's Choice Raleigh (AWCR) are taking the abortion reporting discrepancy very seriously, and they are checking on this. Gloria at AWCR added their numbers from Oct 1, 2013 to Sept 30, 2014 she came up with 3471 total abortions. She would like to know who reported the 3960 number to DHSR, and/or what DHSR process produced that total? Can you help with these questions? Please let us know.

Facility Name	SCHS Total	Difference	DHSR Surgical	DHSR Medical	DHSR Total
A Woman's Choice of Raleigh	3,193	767	1,992	1,968	3,960

**Thank You Very Much!**  
Laurie L. Edgerton  
N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Re: Hot topics  
**Date:** Tuesday, September 22, 2015 6:34:06 PM

---

I will finalize Thursday.

Thanks to each of you!

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:08:24 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: Hot topics

The list looks good to me. Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:22 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: Hot topics

I have to provide to Drexdal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:13:04 PM

---

**From:** Ethridge, Lynn  
**Sent:** Tuesday, September 22, 2015 6:09 PM  
**To:** Conley, Azzie  
**Subject:** Re: no objections~

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine

**Sent:** Monday, September 21, 2015 1:07:27 PM

**To:** Conley, Azzie

**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Deporter, Cindy](#)  
**Subject:** ABC data legislation  
**Date:** Friday, September 18, 2015 12:26:00 PM

---

Linda:

I will be out of the office Monday through Wednesday. I have hospital files in my office that questions have been raised regarding abortion procedures and other items. I have referred a couple folk to you regarding the process to amend data in hospital files. Concerns go as far back as the 2009 LRA data (SMILE).

Lynn will be covering in my absence and available to assist as needed. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:17:11 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
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[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 8:39:11 AM

---

Thank you. Just as long as you are there (and with me on Sept. 17<sup>th</sup>) that is what is important!! Btw- Amber said they have a security plan in place in case of protesters, etc next week. I told her I plan on getting there early, like 8:30 to get a seat and parking spot. The RPC rules are the next thing on the agenda so that is great for me, I won't have to stay too long after your rules. I may just go right there from home since I live so close. No sense coming in the office to turn around and go right there.

---

**From:** Conley, Azzie  
**Sent:** Friday, September 11, 2015 8:30 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you. Also, I will be out of town for work September 20 – 23, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 11, 2015 8:15 AM  
**To:** Conley, Azzie  
**Subject:** FW: technical changes for AB rules 10A NCAC 14E

Fyi- we are good to go!!!!!! I will submit the rules to OAH this morning and take them there either this afternoon if the RP rules are finished or first thing Monday on my way to the office.  
Thank you for all of your help with this.  
Next hurdle will be looking at Joel's response to the comments for RRC.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 7:24 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor things:

10A NCAC 14E .0109

- Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” **Done**
- Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed.  
**Section makes sure application is filled out in entirety, fee is paid pursuant to statute.**

10A NCAC 14E .0111

- In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring **adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”**

10A NCAC 14E .0305

- In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** replacement rule 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 2:27:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0111-3.doc](#)

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Amber,

We found an error in one of the technical change rules I had sent you earlier for the abortion rules (10A NCAC 14E). Please replace this revised version (attached) for rule .0111 with the one sent earlier. To help you distinguish, this file name has a -3 in the name. We forgot to delete a second "authorized" in the rule.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** TechChgReq AB Rules Response 9-15-3  
**Date:** Thursday, September 10, 2015 11:14:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-3.docx](#)

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**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: Abortion data  
**Date:** Wednesday, September 02, 2015 8:49:17 AM

---

Ok. Thanks

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** Conley, Azzie  
**Sent:** Wednesday, September 02, 2015 8:47 AM  
**To:** Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>  
**Subject:** RE: Abortion data

The meeting has been rescheduled to 9/8. Also, no clinic has disputed our number of procedures reported in the LRA. It looks like health stat forms are missing.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Ouimet, Cheryl

**Sent:** Wednesday, September 02, 2015 8:20 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>

**Subject:** RE: Abortion data

Morning Azzie,

Drexdal and Patsy are both out of the office today. I have not been in the loop about this topic. Do you need someone to go? I am in Adams from 1:30-2:00 today meeting with MCO CEOs and then have a 3:00 interview. What is your preference or need?

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 02, 2015 7:09 AM

**To:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>; Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>

**Subject:** Abortion data

The meeting is today with Dr. Williams and others at 2:00pm in 116 Adams Building. Does anyone plan to attend? Thank you.

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** Proposed Abortion Rules  
**Date:** Thursday, July 16, 2015 9:29:41 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-1.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[Form0400PermRule 14E .0303.docx](#)  
[Form0400PermRule 14E .0304.docx](#)  
[Form0400PermRule 14E .0305.docx](#)  
[Form0400PermRule 14E .0306.docx](#)  
[Form0400PermRule 14E .0307.docx](#)  
[Form0400PermRule 14E .0308.docx](#)  
[Form0400PermRule 14E .0309.docx](#)  
[Form0400PermRule 14E .0310.docx](#)  
[Form0400PermRule 14E .0311.docx](#)  
[Form0400PermRule 14E .0313.docx](#)  
[Form0400PermRule 14E .0315.docx](#)

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Dr. Williams,

Drexdal Pratt asked me to send you the proposed Abortion rules that we are intending to adopt and submit to the Rules Review Commission next week for their September 17<sup>th</sup> meeting. The proposed effective date of these rules is October 1, 2015. These rules were developed with a committee that consisted of certified abortion clinic representatives, physicians, professional licensing agencies, the public and DHSR staff. Following the public hearing and public comment period on these rules, we received 1400 comments on these rules. We have made some changes to the original text of the rules based on SL 2015-62 that addressed the negative comments, such as not allowing someone under 18 work in a clinic and requiring annual inspections of the clinics. If you would like to see a spreadsheet of the all the comments, I would be happy to send that to you.

If you have any questions or would like further information, please do not hesitate to contact me.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets, Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);



*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

**(a) Personnel Records:**

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of

the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Emailing: subchapter%20e%20rules  
**Date:** Thursday, December 03, 2015 12:37:00 PM

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## **SUBCHAPTER 14E - CERTIFICATIONS OF CLINICS FOR ABORTION**

### **SECTION .0100 - CERTIFICATION PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1).
- (2) "Clinic" means a freestanding facility (a facility neither physically attached nor operated by a licensed hospital) for the performance of abortions completed during the first 20 weeks of pregnancy.
- (3) "Complication" includes but is not limited to hemorrhage, infection, uterine perforation, cervical laceration, or retained products of conception.
- (4) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (5) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (6) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0302 of this Subchapter.
- (7) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (8) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2014, and has not been certified within the previous six months of the application for certification.
- (9) "Qualified Physician" means a licensed physician who advises, procures, or causes a miscarriage or abortion as defined in G.S. 14-45.1(g).
- (10) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980.

#### **10A NCAC 14E .0102 CONFERENCE**

Before proceeding with construction and operational plans, a potential sponsor or owner of a freestanding abortion clinic shall discuss with the staff of the Division of Health Service Regulation the scope of the proposed facility. This will provide an opportunity for the owner and the Division's staff to discuss certification requirements.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

#### **10A NCAC 14E .0103 CHANGES**

All stages of the plans from schematics through working drawings shall be reviewed by the Division's staff each time a change is made.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.



#### **10A NCAC 14E .0104 PLANS**

Prior to issuance of a certificate pursuant to Rule .0107 of this Section, a clinic shall submit two copies of the building plans to the Division for certification purposes when the clinic requires a review by the Division and the Department of Insurance, according to the North Carolina Administration and Enforcement Requirements Code, 2012 edition, including subsequent amendments and editions. Copies of the North Carolina Administration Code are available from the International Code Council at [http://www.ecodes.biz/ecodes\\_support/Free\\_Resources/2012NorthCarolina/12NorthCarolina\\_main.html](http://www.ecodes.biz/ecodes_support/Free_Resources/2012NorthCarolina/12NorthCarolina_main.html) at no cost. When the local jurisdiction has authority from the North Carolina Building Code Council to review the plans, the clinic shall submit only one copy of the plans to the Division. In that case, the clinic shall submit an additional set of plans directly to the local jurisdiction.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0105 APPROVAL**

Approval from the Division of Health Service Regulation, the Division of Environmental Health, and the Department of Insurance should be obtained before construction is commenced.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0106 APPLICATION**

- (a) Prior to the admission of patients, an application from the clinic for certification shall be submitted to and approved by the Division.
- (b) Application forms may be obtained by contacting the Division.
- (c) The application form shall set forth the ownership, staffing patterns, clinical services to be rendered, professional staff in charge of services, and general information that would be helpful to the Division's understanding of the clinic's operating program.
- (d) After construction requirements in Section .0200 of this Subchapter have been met and the application for certification has been received and approved, the Division shall conduct an on-site, certification survey.
- (e) Each certificate must be renewed at the beginning of each calendar year. The governing authority shall file an application for renewal of certification with the Division at least 30 days prior to the date of expiration on forms furnished by the Division. Failure to file a renewal application shall result in expiration of the certificate to operate.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0107 ISSUANCE OF CERTIFICATE**

- (a) The Division shall issue a certificate if it finds the facility can:
  - (1) Comply with all requirements described in this Subchapter; and
  - (2) Assure that, in the event that complications arise from the abortion procedure, an OB-GYN board certified or board eligible physician shall be available.
- (b) Each certificate shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions or other action causing disruption of services.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;*

*Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0108 POSTING**

Certificates shall be posted in a conspicuous place on the premises.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

#### **10A NCAC 14E .0109 RENEWAL**

Each certificate, unless previously suspended or revoked, pursuant to the applicable rules and statutes shall be renewable annually upon the filing of an application, payment of the non-refundable renewal fee as defined in G.S. 131E-269, and approval by the Division.

*History Note: Authority G.S. 14-45.1(a); 131E-269; 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015.*

#### **10A NCAC 14E .0110 REVOCATION**

The Department shall deny, suspend, or revoke a certificate in any case where it finds that substantial failure to comply with these regulations renders the facility unsuitable for the performance of abortions.

*History Note: Authority G.S. 14-45.1(a); 143B-10; 150B;  
Eff. February 1, 1976;  
Amended Eff. December 1, 1989.*

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic certified by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection shall be conducted whenever the purpose of the inspection is to determine whether the clinic complies with the rules of this Subchapter or whenever there is reason to believe that some condition exists which is not in compliance with the rules of this Subchapter.
- (b) The Division shall have authority to investigate any complaint relative to the care, treatment, or complication of any patient.
- (c) Representatives of the Division shall make their identities known to the person in charge prior to inspection of the clinic.
- (d) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter, while maintaining the confidentiality of the complainant and the patient, unless otherwise required by law.
- (e) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (f) A clinic shall file a plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note: Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.*

#### **10A NCAC 14E .0112 ALTERATIONS**

Any certificate holder or prospective applicant desiring to make specified types of alteration or addition to a clinic or to construct a new clinic, before commencing such alteration, addition or new construction shall submit plans and specifications therefor to the Division for preliminary inspection and approval or recommendations with respect to compliance with the regulations and standards herein authorized.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989.

## **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

(a) The physical plant for a clinic shall meet or exceed minimum requirements of the North Carolina State Building Code for Group B occupancy (business office facilities) which is incorporated herein by reference including subsequent amendments and editions. Copies of the Code can be obtained from the International Code Council online at <http://shop.iccsafe.org/north-carolina-doi.discounts?ref=NC> for a cost of five hundred twenty-seven dollars (\$527.00), or accessed electronically free of charge at <http://www.ecodes.biz>.

(b) The requirements contained in this Section shall apply to new clinics and to any alterations, repairs, rehabilitation work, or additions which are made to a previously certified facility.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.

### **10A NCAC 14E .0202 SANITATION**

Clinics that are certified by the Division to perform abortions shall comply with the Rules governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, contained in 15A NCAC 18A .1300 which is hereby incorporated by reference including subsequent amendments and editions. Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

### **10A NCAC 14E .0203 ELEVATOR**

(a) In multi-story buildings, at least one elevator for patient use shall be provided.

(b) At least one dimension of the elevator cab shall be six and one-half feet to accommodate stretcher patients.

(c) The elevator door shall have an opening of no less than three feet in width, which is minimum for stretcher use.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **10A NCAC 14E .0204 CORRIDORS**

The width of corridors shall be sufficient to allow for patient evacuation by stretcher, but in no case shall patient-use corridors be less than 60 inches.

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.

### **10A NCAC 14E .0205 DOORS**

Minimum width of doors to all rooms needing access for stretchers shall be three feet. No door shall swing into corridors in a manner that might obstruct traffic flow or reduce the required corridor width except doors to spaces such as small closets not subject to occupancy.

*History Note: Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994.*

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

The physical plant shall provide equipment to carry out the functions of the clinic with the following minimum requirements:

- (1) Mechanical requirements.
  - (a) Temperatures and humidities:
    - (i) The mechanical systems shall be designed to provide the temperature and humidities shown in this Sub-Item:

Area	Temperature	Relative Humidity
Procedure	70-76 degrees F.	50-60%
Recovery	75-80 degrees F.	30-60%
  - (b) All air supply and exhaust systems for the procedure suite and recovery area shall be mechanically operated. All fans serving exhaust systems shall be located at the discharge end of the system. The ventilation rates shown herein shall be considered as minimum acceptable rates.
    - (i) The ventilation system shall be designed and balanced to provide the pressure relationships detailed in Sub-Item (b)(vii) of this Rule.
    - (ii) All air supplied to procedure rooms shall be delivered at or near the ceiling of the room and all exhaust or return from the area shall be removed near the floor level at not less than three inches above the floor.
    - (iii) Corridors shall not be used to supply air to or exhaust air from any procedure or recovery room except to maintain required pressure relationships.
    - (iv) All ventilation or air conditioning systems serving procedure rooms shall have a minimum of one filter bed with a minimum filter efficiency of 80 percent.
    - (v) Ventilation systems serving the procedure or recovery rooms shall not be tied in with the soiled holding or work rooms, janitors' closets or locker rooms if the air is to be recirculated in any manner.
    - (vi) Air handling duct systems shall not have duct linings.
    - (vii) The following general air pressure relationships to adjacent areas and ventilation rates shall apply:

Area	Pressure Relationship	Minimum Air Changes/Hour
Procedure	P	6
Recovery	P	6
Soiled work, Janitor's closet, Toilets,		
Soiled holding	N	10
Clean work or Clean holding	P	4

(P = positive pressure N = negative pressure)
- (2) Plumbing And Other Piping Systems.
  - (a) Medical Gas and Vacuum Systems
    - (i) Piped-in medical gas and vacuum systems, if installed, shall meet the requirements of NFPA-99-2012, type one system, which is hereby incorporated by reference including subsequent amendments and editions. Copies of NFPA-99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.
    - (ii) If inhalation anesthesia is used in any concentration, the facility must meet the requirements of NFPA 70-2011 and NFPA 99-2012, current editions relating to inhalation anesthesia, which are hereby incorporated by reference including

subsequent amendments and editions. Copies of NFPA 70-2011 and NFPA 99-2012 may be purchased from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, MA 02269-9101, or accessed electronically free of charge at <http://www.nfpa.org>.

- (b) Lavatories and sinks for use by medical personnel shall have the water supply spout mounted so that its discharge point is a minimum distance of five inches above the rim of the fixture with mixing type fixture valves that can be operated without the use of the hands.
- (c) Hot water distribution systems shall provide hot water at hand washing and bathing facilities at a minimum temperature of 100 degrees F. and a maximum temperature of 116 degrees F.
- (d) Floor drains shall not be installed in procedure rooms.
- (e) Building drainage and waste systems shall be designed to avoid installations in the ceiling directly above procedure rooms.
- (3) Electrical Requirements.
  - (a) Procedure and recovery rooms, and paths of egress from these rooms to the outside shall have at a minimum, listed battery backup lighting units of one and one-half hour capability that will automatically provide at least five foot candles of illumination at the floor in the event needed for a utility or local lighting circuit failure.
  - (b) Electrically operated medical equipment necessary for the safety of the patient shall have, at a minimum, battery backup.
  - (c) Receptacles located within six feet of sinks or lavatories shall be ground-fault protected.
  - (d) At least one wired-in, ionization-type smoke detector shall be within 15 feet of each procedure or recovery room entrance.
- (4) Buildings systems and medical equipment shall have preventative maintenance conducted as recommended by the equipment manufacturers' or installers' literature to assure operation in compliance with manufacturer's instructions.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

The following areas shall comply with Rule .0206 of this Section, and are considered minimum requirements for clinics that are certified by the Division to perform abortions:

- (1) receiving area;
- (2) examining room;
- (3) preoperative preparation and holding room;
- (4) individual patient locker facilities or equivalent;
- (5) procedure room;
- (6) recovery room;
- (7) clean workroom;
- (8) soiled workroom;
- (9) medicine room may be defined as area in the clean workroom if a self-contained secure cabinet complying with security requirements of state and federal laws is provided;
- (10) separate and distinct areas for storage and handling clean and soiled linen;
- (11) patient toilet;
- (12) personnel lockers and toilet facilities;
- (13) laboratory;
- (14) nourishment station with storage and preparation area for serving meals or in-between meal snacks;
- (15) janitor's closets;
- (16) adequate space and equipment for assembling, sterilizing and storing medical and surgical supplies;
- (17) storage space for medical records; and

- (18) office space for nurses' charting, doctors' charting, communications, counseling, and business functions.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979.

#### **10A NCAC 14E .0208 SHARED SERVICES**

When there is written indication that services are to be shared or purchased, appropriate modifications or deletions in space requirements may be anticipated.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 - ADMINISTRATION**

#### **10A NCAC 14E .0301 OWNERSHIP**

The ownership of the abortion clinic shall be fully disclosed to the Division.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

### **SECTION .0300 – GOVERNING AUTHORITY**

#### **10A NCAC 14E .0302 GOVERNING AUTHORITY**

(a) The governing authority, as defined in Rule .0101(6) of this Subchapter, shall appoint a chief executive officer or a designee of the clinic to represent the governing authority and shall define his or her authority and duties in writing. This person shall be responsible for the management of the clinic, implementation of the policies of the governing authority and authorized and empowered to carry out the provisions of these Rules.

(b) The chief executive officer or designee shall designate, in writing, a person to act on his or her behalf during his or her absence. In the absence of the chief executive officer or designee, the person on the grounds of the clinic who is designated by the chief executive officer or designee to be in charge of the clinic shall have access to all areas in the clinic related to patient care and to the operation of the physical plant.

(c) When there is a planned change in ownership or in the chief executive officer, the governing authority of the clinic shall notify the Division in writing of the change.

(d) The clinic's governing authority shall adopt operating policies and procedures that shall:

- (1) specify the individual to whom responsibility for operation and maintenance of the clinic is delegated and methods established by the governing authority for holding such individuals responsible;
- (2) provide for at least annual meetings of the governing authority, for which minutes shall be maintained; and
- (3) maintain a policies and procedures manual designed to ensure professional and safe care for the patients which shall be reviewed, and revised when necessary, at least annually, and shall include provisions for administration and use of the clinic, compliance, personnel quality assurance, procurement of outside services and consultations, patient care policies, and services offered.

(e) When the clinic contracts with outside vendors to provide services such as laundry, or therapy services, the governing authority shall be responsible to assure the supplier meets the same local and state standards the clinic would have to meet if it were providing those services itself using its own staff.

(f) The governing authority shall provide for the selection and appointment of the professional staff and the granting of clinical privileges and shall be responsible for the professional conduct of these persons.

(g) The governing authority shall be responsible for ensuring the availability of supporting personnel to meet patient needs and to provide safe patient care.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0303      POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

- (a) The following essential documents and references shall be on file in the administrative office of the clinic:
- (1) documents evidencing control and ownerships, such as deeds, leases, or incorporation or partnership papers;
  - (2) policies and procedures of the governing authority, as required by Rule .0302 of this Section;
  - (3) minutes of the governing authority meetings;
  - (4) minutes of the clinic's professional and administrative staff meetings;
  - (5) a current copy of the rules of this Subchapter;
  - (6) reports of inspections, reviews, and corrective actions taken related to licensure; and
  - (7) contracts and agreements related to licensure to which the clinic is a party.
- (b) All operating licenses, permits, and certificates shall be displayed on the licensed premises.
- (c) The governing authority shall prepare a manual of clinic policies and procedures for use by employees, medical staff, and contractual physicians to assist them in understanding their responsibilities within the organizational framework of the clinic. These shall include:
- (1) patient selection and exclusion criteria; and clinical discharge criteria;
  - (2) policy and procedure for validating the full and true name of the patient;
  - (3) policy and procedure for each type of abortion procedure performed at the clinic;
  - (4) policy and procedure for the provision of patient privacy in the recovery area of the clinic;
  - (5) protocol for determining gestational age as defined in Rule .0101(5) of this Subchapter;
  - (6) protocol for referral of patients for whom services have been declined; and
  - (7) protocol for discharge instructions that informs patients who to contact for post-procedural problems and questions.

*History Note:      Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1994.*

**10A NCAC 14E .0304      ADMISSION AND DISCHARGE**

- (a) There shall be on the premises throughout all hours of operation an employee authorized to receive patients and to make administrative decisions on their disposition.
- (b) All patients shall be admitted only under the care of a physician who is currently licensed to practice medicine in North Carolina.
- (c) Any patient not discharged within 12 hours following the abortion procedure shall be transferred to a general hospital.
- (d) Following admission and prior to obtaining the consent for the procedure, representatives of the clinic's management shall provide to each patient the following information:
- (1) a fee schedule and any extra charges routinely applied;
  - (2) the name of the attending physician(s) and hospital admitting privileges, if any. In the absence of admitting privileges a statement to that effect shall be included;
  - (3) instructions for post-procedure problems and questions as outlined in Rule .0313(d) of this Section;
  - (4) grievance procedures a patient may follow if dissatisfied with the care and services rendered; and
  - (5) the telephone number for Complaint Intake of the Division.

*History Note:      Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989.*

**10A NCAC 14E .0305      MEDICAL RECORDS**

- (a) A complete and permanent record shall be maintained for all patients including:
- (1) the date and time of admission and discharge;

- (2) the patient's full and true name;
  - (3) the patient's address;
  - (4) the patient's date of birth;
  - (5) the patient's emergency contact information;
  - (6) the patient's diagnoses;
  - (7) the patient's duration of pregnancy;
  - (8) the patient's condition on admission and discharge;
  - (9) a voluntarily-signed consent for each surgery or procedure and signature of the physician performing the procedure witnessed by a family member, other patient representative, or facility staff member;
  - (10) the patient's history and physical examination including identification of pre-existing or current illnesses, drug sensitivities or other idiosyncrasies having a bearing on the procedure or anesthetic to be administered; and
  - (11) documentation that indicates all items listed in Rule .0304(d) of this Section were provided to the patient.
- (b) All other pertinent information such as pre- and post-procedure instructions, laboratory report, drugs administered, report of abortion procedure, and follow-up instruction, including family planning advice, shall be recorded and authenticated by signature, date, and time.
- (c) If Rh is negative, the significance shall be explained to the patient and so recorded. The patient in writing may reject Rh immunoglobulin. A written record of the patient's decision shall be a permanent part of her medical record.
- (d) An ultrasound examination shall be performed and the results, including gestational age, placed in the patient's medical record for any patient who is scheduled for an abortion procedure.
- (e) The clinic shall maintain a daily procedure log of all patients receiving abortion services. This log shall contain at least the following:
- (1) the patient name;
  - (2) the estimated length of gestation;
  - (3) the type of procedure;
  - (4) the name of physician;
  - (5) the name of Registered Nurse on duty; and
  - (6) the date and time of procedure.
- (f) Medical records shall be the property of the clinic and shall be preserved or retained in the State of North Carolina for a period of not less than 10 years from the date of the most recent discharge, unless the client is a minor, in which case the record must be retained until three years after the client's 18th birthday, regardless of change of clinic ownership or administration. Such medical records shall be made available to the Division upon request and shall not be removed from the premises where they are retained except by subpoena or court order.
- (g) The clinic shall have a written plan for destruction of medical records to identify information to be retained and the manner of destruction to ensure confidentiality of all material.
- (h) Should a clinic cease operation, arrangements shall be made for preservation of records for at least 10 years. The clinic shall send written notification to the Division of these arrangements.

*History Note: Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989.*

#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

(a) Personnel Records:

- (1) A record of each employee shall be maintained that includes the following:
  - (A) employee's identification;
  - (B) application for employment that includes education, training, experience and references;
  - (C) resume of education and work experience;
  - (D) verification of valid license (if required), education, training, and prior employment experience; and
  - (E) verification of references.
- (2) Personnel records shall be confidential.
- (3) Notwithstanding the requirement found in Subparagraph (b)(2) of this Rule, representatives of



the Division conducting an inspection of the clinic shall have the right to inspect personnel records.

(b) Job Descriptions:

- (1) The clinic shall have a written description that describes the duties of every position.
- (2) Each job description shall include position title, authority, specific responsibilities, and minimum qualifications. Qualifications shall include education, training, experience, special abilities, and valid license or certification required.
- (3) The clinic shall review annually and, if needed, update all job descriptions. The clinic shall provide the updated job description to each employee or contractual employee assigned to the position.

(c) All persons having direct responsibility for patient care shall be at least 18 years of age.

(d) The clinic shall provide an orientation program to familiarize each new employee or contractual employee with the clinic, its policies, and the employee's job responsibilities.

(e) The governing authority shall be responsible for implementing health standards for employees, as well as contractual employees, which are consistent with recognized professional practices for the prevention and transmission of communicable diseases.

(f) Employee and contractual employee records for health screening as defined in Rule .0101(7) of this Subchapter, education, training, and verification of professional certification shall be available for review by the Division.

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994.

**10A NCAC 14E .0307 NURSING SERVICE**

(a) The clinic shall have an organized nursing staff under the supervision of a nursing supervisor who is currently licensed as a Registered Nurse and who has responsibility and accountability for all nursing services.

(b) The nursing supervisor shall be responsible and accountable to the chief executive officer or designee for:

- (1) provision of nursing services to patients; and
- (2) developing a nursing policy and procedure manual and written job descriptions for nursing personnel.

(c) The clinic shall have the number of licensed and ancillary nursing personnel on duty to assure that staffing levels meet the total nursing needs of patients based on the number of patients in the clinic and their individual nursing care needs.

(d) There shall be at least one Registered Nurse with experience in post-operative or post-partum care who is currently licensed to practice professional nursing in North Carolina on duty in the clinic at all times patients are in the clinic.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989.

**10A NCAC 14E .0308 QUALITY ASSURANCE**

(a) The governing authority shall establish a quality assurance program for the purpose of providing standards of care for the clinic. The program shall include the establishment of a committee that shall evaluate compliance with clinic procedures and policies.

(b) The committee shall determine corrective action, if necessary.

(c) The committee shall consist of at least one physician who is not an owner, the chief executive officer or designee, and other health professionals. The committee shall meet at least once per quarter.

(d) The functions of the committee shall include development of policies for selection of patients, approval for adoption of policies, review of credentials for staff privileges, peer review, tissue inspection, establishment of infection control procedures, and approval of additional procedures to be performed in the clinic.

(e) Records shall be kept of the activities of the committee for a period not less than 10 years. These records shall include:

- (1) reports made to the governing authority;
- (2) minutes of committee meetings including date, time, persons attending, description and results of

- cases reviewed, and recommendations made by the committee; and
- (3) information on any corrective action taken.
- (f) Orientation, training, or education programs shall be conducted to correct deficiencies that are uncovered as a result of the quality assurance program.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

- (a) Each clinic shall have the capability to provide or obtain laboratory tests required in connection with the procedure to be performed.
- (b) The governing authority shall establish written policies requiring examination by a pathologist of all surgical specimens except for those types of specimens that the governing authority has determined do not require examination.
- (c) Each patient shall have the following performed and a record of the results placed in the patient's medical record prior to the abortion:
  - (1) pregnancy testing, except when a positive diagnosis of pregnancy has been established by ultrasound;
  - (2) anemia testing (hemoglobin or hematocrit); and
  - (3) Rh factor testing.
- (d) Patients requiring the administration of blood shall be transferred to a local hospital having blood bank facilities.
- (e) The clinic shall maintain a manual in a location accessible by employees, that includes the procedures, instructions, and manufacturer's instructions for each test procedure performed, including:
  - (1) sources of reagents, standard and calibration procedures, and quality control procedures; and
  - (2) information concerning the basis for the listed "normal" ranges.
- (f) The clinic shall perform and document, at least quarterly, calibration of equipment and validation of test results.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

- (a) Each clinic shall have a written plan for the transfer of emergency cases from the clinic to a nearby hospital when hospitalization becomes necessary.
- (b) The clinic shall have procedures, personnel, and suitable equipment to handle medical emergencies which may arise in connection with services provided by the clinic.
- (c) The clinic shall have a written agreement between the clinic and a hospital to facilitate the transfer of patients who are in need of emergency care. A clinic that has documentation of its efforts to establish such a transfer agreement with a hospital that provides emergency services and has been unable to secure such an agreement shall be considered to be in compliance with this Rule.
- (d) The clinic shall provide intervention for emergency situations. These provisions shall include:
  - (1) basic cardio-pulmonary life support;
  - (2) emergency protocols for:
    - (A) administration of intravenous fluids;
    - (B) establishing and maintaining airway support;
    - (C) oxygen administration;
    - (D) utilizing a bag-valve-mask resuscitator with oxygen reservoir;
    - (E) utilizing a suction machine; and
    - (F) utilizing an automated external defibrillator;
  - (3) emergency lighting available in the procedure room as set forth in Rule .0206 of this Subchapter; and
  - (4) ultrasound equipment.

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;

**10A NCAC 14E .0311 SURGICAL SERVICES**

(a) The procedure room shall be maintained exclusively for surgical procedures and shall be so designed and maintained to provide an atmosphere free of contamination by pathogenic organisms. The clinic shall establish procedures for infection control and universal precautions.

(b) Tissue Examination:

- (1) The physician performing the abortion is responsible for examination of all products of conception (P.O.C.) prior to patient discharge. Such examination shall note specifically the presence or absence of chorionic villi and fetal parts, or the amniotic sac. The results of the examination shall be recorded in the patient's medical record.
- (2) If adequate tissue is not obtained based on the gestational age, ectopic pregnancy or an incomplete procedure shall be considered and evaluated by the physician performing the procedure.
- (3) The clinic shall establish procedures for obtaining, identifying, storing, and transporting specimens.

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984.*

**10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

(a) Medication

- (1) No medication or treatment shall be given except on written order of a physician.
- (2) Medications must be administered in accordance with the Nurse Practice Act of the State of North Carolina, and must be recorded in the patient's permanent record.

(b) Anesthesia

- (1) The anesthesia must be administered only under the direct supervision of a licensed physician.
- (2) Flammable anesthetics shall be prohibited except when construction, storage and equipment meet the standards of the National Fire Protection Association (N.F.P.A.) incorporated in Bulletin No. 56, "Code for Use of Flammable Anesthetics."

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0313 POST-OPERATIVE CARE**

(a) A patient whose pregnancy is terminated on an ambulatory basis shall be observed in the clinic to ensure that no post-operative complications are present. Thereafter, patients may be discharged according to a physician's order and the clinic's protocols.

(b) Any patient having an adverse condition or complication known or suspected to have occurred during or after the performance of the abortion shall be transferred to a hospital for evaluation or admission.

(c) The following criteria shall be documented prior to discharge:

- (1) the patient shall be ambulatory with a stable blood pressure and pulse; and
- (2) bleeding and pain shall be controlled.

(d) Written instructions shall be issued to all patients in accordance with the orders of the physician in charge of the abortion procedure and shall include the following:

- (1) symptoms and complications to be looked for; and
- (2) a dedicated telephone number to be used by the patients should any complication occur or question arise. This number shall be answered by a person 24 hours a day, seven days a week.

(e) The clinic shall have a defined protocol for triaging post-operative calls and complications. This protocol shall establish a pathway for physician contact to ensure ongoing care of complications that the operating physician is incapable of managing.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*

*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 24, 1979.*

**10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

- (a) All supplies and equipment used in patient care shall be properly cleaned or sterilized between use for different patients.
- (b) Methods of cleaning, handling, and storing all supplies and equipment shall be such as to prevent the transmission of infection through their use.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0315 HOUSEKEEPING**

Clinics that are certified by the Division to perform abortions shall meet the standards for sanitation as required by the Division of Public Health, Environmental Health Section, in the rules and regulations governing the sanitation of hospitals, nursing homes, adult care homes, and other institutions, set forth in 15A NCAC 18A .1300, including subsequent amendments and editions, with special emphasis on the following:

- (1) the floors, walls, woodwork and windows must be cleaned, and accumulated waste material must be removed at least daily;
- (2) the premises must be kept free from rodents and insect infestation;
- (3) bath and toilet facilities must be maintained in a clean and sanitary condition at all times; and
- (4) linen that comes directly in contact with the patient shall be provided for each individual patient. No such linen shall be interchangeable from one patient to another before being cleaned, sterilized, or laundered.

Copies of 15A NCAC 18A .1300 may be obtained at no charge from the Division of Public Health, Environmental Health Section, 1632 Mail Service Center, Raleigh, NC, 27699-1632, or accessed electronically free of charge from the Office of Administrative Hearings at <http://www.ncoah.com>.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015; December 1, 1989.*

**10A NCAC 14E .0316 FOOD SERVICE**

- (a) Nourishments shall be available and offered to all patients.
- (b) Sanitary conditions shall be maintained in accordance with regulations of the North Carolina Sanitation Code administered by the Division of Environmental Health.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. January 1, 1990.*

**SECTION .0400 - MEDICAL STAFF**

**10A NCAC 14E .0401 QUALIFICATIONS**

Every person admitted to practice in the clinic shall qualify by submitting a signed application in writing which shall contain the following data: age, year and school of graduation, date of licensure, statement of postgraduate work, and experience.

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977.*

**10A NCAC 14E .0402 FILE**

An individual file for each physician practicing in the clinic shall be maintained. Each file shall contain the information outlined in Rule .0401 of this Section.

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977.

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** RE: Abortion Files  
**Date:** Thursday, December 03, 2015 9:37:00 AM  
**Attachments:** [image003.png](#)  
[image001.png](#)

---

Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
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---

**From:** Johnson, Linda  
**Sent:** Thursday, December 03, 2015 9:19 AM  
**To:** Johnson, Linda  
**Cc:** Conley, Azzie  
**Subject:** Abortion Files

Good morning Gaye,

The abortion files that were in my cart yesterday are in the cubical waiting to be filed, or you can leave them until we meet on mailing out the licenses and filing the LRA.

Linda M. Johnson  
Administrative Assistant II  
Division of Health Service Regulation, Acute and HomeCare  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-715-3073 fax  
[Linda.M.Johnson@dhhs.nc.gov](mailto:Linda.M.Johnson@dhhs.nc.gov)

1205 Umstead Drive  
2712 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#)  
**Subject:** RE: abortion files  
**Date:** Tuesday, December 01, 2015 3:27:00 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

All the files/

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Stancil, Gaye S  
**Sent:** Tuesday, December 01, 2015 3:24 PM  
**To:** Conley, Azzie  
**Cc:** Johnson, Linda  
**Subject:** RE: abortion files

Azzie, are you referring to the 2015 applications?

Regards,

Gaye Stancil



Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
N.C. Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-8476  
[Gaye.Stancil@dhhs.nc.gov](mailto:Gaye.Stancil@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 10:01 AM  
**To:** Stancil, Gaye S <[gaye.stancil@dhhs.nc.gov](mailto:gaye.stancil@dhhs.nc.gov)>  
**Cc:** Johnson, Linda <[linda.m.johnson@dhhs.nc.gov](mailto:linda.m.johnson@dhhs.nc.gov)>  
**Subject:** abortion files

Gaye:

Two folk from health statistics will arrive at 9:00AM in the morning to review the LRAs in the abortion files. Please pull and place in my office. Thank you.

Linda:

Will you please be available for questions as needed? Thank you

**Azzie Y. Conley, RN**

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Jones-vessey, Kathleen](#)  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Date:** Tuesday, December 01, 2015 9:59:00 AM  
**Attachments:** [image002.png](#)  
[image003.png](#)

---

Sounds good.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:58 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Sounds good. Laurie Edgerton and April Duval will be there tomorrow morning – around 9 a.m.. I'll have them ask for you at the front desk.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, December 01, 2015 9:39 AM  
**To:** Jones-vessey, Kathleen  
**Subject:** RE: DHSR Abortion totals for 2009-present

We are in walking business to the Adams Building.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Jones-vessey, Kathleen  
**Sent:** Tuesday, December 01, 2015 9:28 AM  
**To:** Conley, Azzie  
**Subject:** RE: DHSR Abortion totals for 2009-present

Great – they can stop by tomorrow (Wed) morning at 9 a.m. If they can't complete it all at that time, then they might also come on Thursday morning as well. When you get a chance, can you send info on how to get there – e.g. directions, parking, & how they can access your bldg.?

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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---

**From:** Conley, Azzie

**Sent:** Monday, November 30, 2015 9:02 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** Re: DHSR Abortion totals for 2009-present

Any day this week is good.

---

**From:** Jones-vessey, Kathleen  
**Sent:** Monday, November 30, 2015 5:06:31 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I just wanted to check back in with you regarding this. I guess those dates/times didn't work for you. If you could just let me know a good date for this, then I'll consult with the staff who would be assisting us with this. In general, I believe that 9 am-noon would work best for these staff.

Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:56 PM  
**To:** Conley, Azzie

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Okay, that doesn't sound too bad. So I think two of my staff (Laurie Edgerton & April Duval) are available to help tomorrow or Tuesday morning, after 9 a.m.. Just let me know if which date would work best for you. Directions & parking information would also be helpful as don't think that either have been to DHSR before.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office

919 733 8485 fax

[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

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**From:** Conley, Azzie

**Sent:** Thursday, November 19, 2015 2:27 PM

**To:** Jones-vessey, Kathleen

**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Manual file review to pull the data.

**Azzie Y. Conley, RN**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 2:25 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

I'm down 4 staff right now, but I'll see what I can do. Before I send anyone over there, can you tell me what is involved with pulling this information? I just want to be sure I send the right staff.

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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**From:** Conley, Azzie  
**Sent:** Thursday, November 19, 2015 2:23 PM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

Kathleen

We have not starting compiling this data related to other workload priorities. Do you have staff available to assist?

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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Raleigh, NC 27603

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**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 19, 2015 12:44 PM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor

**Subject:** RE: DHSR Abortion totals for 2009-present

Hi Azzie,

I was just checking back on this. Any idea when this might be complete? Dr. Williams is very much interested in these comparisons going back in time.

Thanks,  
Kathleen

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 11:42 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present  
**Importance:** High

I understand – I realize that this involves a lot of manual work. Just let me know what is a realistic timeframe for this. If there's anything that my staff can do to assist with this, please let me know.

**Kathleen Jones-Vessey, M.S.**

Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

222 North Dawson Street  
Raleigh, NC 27603

1908 Mail Service Center  
Raleigh, NC 27699-1900



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-

---

**From:** Conley, Azzie  
**Sent:** Thursday, November 12, 2015 11:26 AM  
**To:** Jones-vessey, Kathleen  
**Cc:** Howell, Eleanor  
**Subject:** RE: DHSR Abortion totals for 2009-present

This will require a manual review of files from 2009 – and time to collect data.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

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---

**From:** Jones-vessey, Kathleen  
**Sent:** Thursday, November 12, 2015 10:52 AM  
**To:** Conley, Azzie  
**Cc:** Howell, Eleanor  
**Subject:** DHSR Abortion totals for 2009-present  
**Importance:** High

Hi Azzie,

Dr. Williams has asked us to compare SCHS abortion totals by facility with DHSR figures for a longer time period – specifically, from 2009-forward. As soon as possible, could you please send us abortion totals from 2009-present by facility, as documented in your DHSR annual licensure renewal reports? We currently have this information for the Oct 1, 2013 to Sept 30, 2014 time period – so no need to send that to us that report again, however.

Feel free to give me a call if you have any questions or need any additional information.

Best regards,  
Kathleen

**Kathleen Jones-Vessey, M.S.**  
Manager, Statistical Services Branch  
Division of Public Health, State Center for Health Statistics  
North Carolina Department of Health and Human Services

919 715 9692 office  
919 733 8485 fax  
[Kathleen.Jones-Vessey@dhhs.nc.gov](mailto:Kathleen.Jones-Vessey@dhhs.nc.gov)

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-

**From:** [Conley, Azzie](#)  
**To:** [mvcario@ncha.org](mailto:mvcario@ncha.org)  
**Subject:** FW: 2016\_Hospital app Blank  
**Date:** Wednesday, November 18, 2015 11:10:00 AM  
**Attachments:** [2016\\_Hospital app Blank .doc](#)  
[ATT00001.htm](#)  
[image002.png](#)

---

Applications are in the mail!!!!!!!!!!!!!!

Please alert folk, the fee is computed on their individual application. Thank you!

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Notario, Melanie [<mailto:MNotario@selectmedical.com>]  
**Sent:** Wednesday, November 18, 2015 11:07 AM  
**To:** Conley, Azzie  
**Subject:** FW: 2016\_Hospital app Blank

Hi Azzie. How do we determine the fees? Thanks.

Melanie B. Notario  
Manager of Regulatory Affairs

## SELECT MEDICAL: Improving Quality of Life

Direct Dial: 717.975.4503

Direct E-Fax: 717.412.9842

---

**From:** Deane, Leslie L.

**Sent:** Wednesday, November 18, 2015 10:46 AM

**To:** Notario, Melanie

**Subject:** FW: 2016\_Hospital app Blank

Melanie would you mind letting me know what I need to do with this. Although I have been here 3 years now, I do not recall signing and filling this out locally. But I am getting feeble ☺

Thank you,

Leslie

---

**From:** Mike Vicario [<mailto:mvicario@ncha.org>]

**Sent:** Tuesday, November 17, 2015 5:27 PM

**To:** Chris Safley; Barbara Platz; Nicole McMillan; Bragg Amy; Kim Williams; Dwight Caldwell; [Cathi.Durham@msj.org](mailto:Cathi.Durham@msj.org); Cameron Ebron; Sandra Holman; Judy Orser; Jeff Shovelin; Deane, Leslie L.; Joy Clancy; Kevin Tull; Aaron Saunders; Dave Anderson; Cameron Blalock; Regina Hartung; Will Pittman; Andrew Hall; Avis Little; [elaine.cherry@duke.edu](mailto:elaine.cherry@duke.edu); David Lee; Eddie Salyards; Sandy Godwin; Malcolm Hinton; Mary Kane; Carol Ann Mullis; Donna Finley; Laura Rackley; David McMillan; Kristy Hubard; Dennis Rookwood; Scott Phillips; Kelley Daspit; Linda Chelmow; Preston Hammock; Toni Lovingood; Robin Gibason; John Jennings; Kathy Lawrence; Lisa L (Finance) Griffin; Danyl Butler; Deb Anderson; Daniel Waller; Elizabeth Kirkman; Kevin Rowley; Chris Sullivan; Carol Field; Amy Harrell; Kathie Cornwell; Steve Burris; Gwen Guernsey; Barbara Wolfe; Lynn Dejacó; Greta Baucom; Lois Priest; Bernadette Spong; DeeJay Zerman; Brian Moore; Greg Bass; Lisa Hamby; Barbara Freedy; Regina Hardy; Catharine Cumber; Cindy Slaughter; Greg Stanley; Hamby Lisa; Reid Caldwell; Stan Taylor; Robbie Roberts; [sbuchanan@carepartners.org](mailto:sbuchanan@carepartners.org); Scott Buchanan; Jim Roskelly; David Horn; Lynn Pitman; Jennifer A Houlihan; Kathy Barger; Bob Fitzgerald; Joe DePalantino; Del Murphy; Amy Graham; Melissa Shearer; Rod Ligon; Stacy Palmer; Jennifer Lewis; Rick Weeks; Marisa Barone

**Cc:** Help Desk

**Subject:** Fwd: 2016\_Hospital app Blank

Please see the attached 2016 Licensure Form for hospitals. Note that the paper form is required to be completed and submitted to DHSR. Please let Azzie Conley know if you will need additional time to complete and submit the application.

We will also post this at <https://www.ncha.org/healthcare-topics/regulatory-issues/license-renewal>

Mike

Begin forwarded message:

**From:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** 2016\_Hospital app Blank

**Date:** November 17, 2015 at 4:28:39 PM EST

**To:** "[mvicario@ncha.org](mailto:mvicario@ncha.org)" <[mvicario@ncha.org](mailto:mvicario@ncha.org)>

**Cc:** "Conley, Azzie" <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

I apologize for the delay. I thought I had a generic but it had hospital identifiers. Applications will be

mailed this week. The due date remains December 15, 2015. Hopefully, folk are familiar and have been pro-active in compiling data for the 2016 LRA. Please alert folk to email me if an extension is warranted. Thank you for your assistance!

---

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Subject:** 2016\_Hospital app w\_nhlsupp Blank  
**Date:** Wednesday, November 18, 2015 9:59:00 AM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp Blank.doc](#)

---

**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Subject:** abortion files  
**Date:** Wednesday, November 18, 2015 8:19:00 AM  
**Attachments:** [20151118074327235.pdf](#)

---

Gaye:

Good morning:

Will you please provide Linda Johnson the documents listed? These are needed to complete the scanning of reports of surveys. Thank you.

**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Hospital LRA - Updated  
**Date:** Tuesday, November 17, 2015 4:17:44 PM  
**Attachments:** [2016\\_Hospital app w\\_nhlsupp \[Blank\].doc](#),  
[2016\\_Hospital app w\\_nhlsupp \[Blank\].pdf](#),  
[2016\\_Hospital app \[Blank\].doc](#),  
[2016\\_Hospital app \[Blank\].pdf](#),  
[image001.png](#)

---

Here you go .

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
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---

**From:** Conley, Azzie  
**Sent:** Tuesday, November 17, 2015 3:50 PM  
**To:** Stanford, Jodi E  
**Subject:** RE: Hospital LRA - Updated

Jodi

Can I get a word version without any hospital identifiers? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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**From:** Stanford, Jodi E  
**Sent:** Monday, November 09, 2015 2:23 PM  
**To:** Conley, Azzie; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Sorry I attached the wrong Hospital Version.

**Thanks,**

**Jodi Stanford**  
Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
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---

**From:** Conley, Azzie  
**Sent:** Monday, November 09, 2015 1:14 PM  
**To:** Stanford, Jodi E; Craddock, Amy D  
**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; Mclamb, Sandra  
**Subject:** RE: Hospital LRA - Updated

Jodi

Page two should be consistent and include the table. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
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---

**From:** Stanford, Jodi E

**Sent:** Monday, November 09, 2015 1:09 PM

**To:** Conley, Azzie; Craddock, Amy D

**Cc:** Dickson, Tom E; Carraway, Shelley; Cogswell, Betty; McLamb, Sandra

**Subject:** Hospital LRA - Updated

Attached are updated copies of the Hospital LRAs. The second one is the Hospital app with Nursing Home Supplement. Please review and let me know if anything needs to be changed.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst

Division of Health Service Regulation, Information Systems

North Carolina Department of Health and Human Services

919-855-3997 office

919-855-3845 IS main number

919-733-8139 fax

[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

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**From:** [Conley, Azzie](#)  
**To:** [Horton, Jeff](#)  
**Subject:** 2016\_AS APP -Ver 2  
**Date:** Tuesday, November 17, 2015 3:40:00 PM  
**Attachments:** [2016\\_AS APP -Ver 2.doc](#)

---

This is the LRA for 2016 ASCs. How are you!

**From:** [Johnson, Linda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Emailing: Hospitalprocess10181907-2  
**Date:** Tuesday, November 17, 2015 12:18:26 PM  
**Attachments:** [Hospitalprocess10181907-2.ppt](#)

---

Your message is ready to be sent with the following file or link attachments:

Hospitalprocess10181907-2

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.Certification.LTC](#); [DHSR.AcuteHomeCare](#)  
**Subject:** Fwd: News Clips: November 16, 2015  
**Date:** Monday, November 16, 2015 3:32:41 PM

---

FYI

**Cindy Deporter, MSSW**

Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
Nursing Home Licensure and Certification Section  
North Carolina Department of Health and Human Services

(Office) [919-855-4557](tel:919-855-4557)  
(Cell) 919-937-7112  
(Fax) [919-715-3073](tel:919-715-3073)  
Cindy, [Deporter@dhhs.nc.gov](mailto:Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr>

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[Raleigh, NC 27699-2712](#)



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**From:** "Pratt, Drexdal" <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Date:** November 16, 2015 at 3:28:14 PM EST  
**To:** DHHS.DHSR.Management.Team <[dhsr.managementteam@lists.ncmail.net](mailto:dhsr.managementteam@lists.ncmail.net)>  
**Subject:** Fwd: News Clips: November 16, 2015

Sent from my iPhone

Begin forwarded message:

**From:** "Lefebvre, Alexandra" <[Alexandra.Lefebvre@dhhs.nc.gov](mailto:Alexandra.Lefebvre@dhhs.nc.gov)>  
**Date:** November 16, 2015 at 10:06:19 AM EST  
**Subject:** News Clips: November 16, 2015

**TOP**

**NC has accepted 44 Syrian refugees**

Dan Way  
Carolina Journal  
November 16, 2015  
[http://www.carolinajournal.com/exclusives/display\\_exclusive.html?id=12562](http://www.carolinajournal.com/exclusives/display_exclusive.html?id=12562)

**DHHS discloses second Medicaid data breach**

Matthew Burns

WRAL

November 13, 2015

<http://www.wral.com/dhhs-discloses-second-medicaid-data-breach/15106827/>

**DHHS: Medical records exposed**

Richard Craver

Winston-Salem Journal

November 16, 2015

[http://www.journalnow.com/news/local/dhhs-medical-records-exposed/article\\_166f2945-e1dc-5304-9309-ee716a598afb.html](http://www.journalnow.com/news/local/dhhs-medical-records-exposed/article_166f2945-e1dc-5304-9309-ee716a598afb.html)

**Legislative committee to address schools, DHHS issues**

Richard Craver

Winston-Salem Journal

November 13, 2015

[http://www.journalnow.com/news/local/legislative-committee-to-address-schools-dhhs-issues/article\\_ec2eb39f-c077-50e7-a613-2a653ed8e872.html](http://www.journalnow.com/news/local/legislative-committee-to-address-schools-dhhs-issues/article_ec2eb39f-c077-50e7-a613-2a653ed8e872.html)

**Health secretary plans no move on MCO consolidation until summer**

Richard Craver

Winston-Salem Journal

November 13, 2015

[http://www.journalnow.com/news/local/health-secretary-plans-no-move-on-mco-consolidation-until-summer/article\\_448fda4c-1e91-5c94-8f25-7cc4177e4bcd.html](http://www.journalnow.com/news/local/health-secretary-plans-no-move-on-mco-consolidation-until-summer/article_448fda4c-1e91-5c94-8f25-7cc4177e4bcd.html)

**9 Investigates after mother says state program not helping sick child (CAP-C; quotes Dave Richard)**

John Paul

WSOC

November 13, 2015

<http://www.wsocv.com/news/news/special-reports/9-investigates-after-mother-says-state-program-not/npMgW/>

**Low Income Energy Assistance Program accepting applications**

WECT 6

November 13, 2015

<http://www.wect.com/story/30461277/low-income-energy-assistance-program-accepting-applications>

**N.C. Editorial: Fund autopsies**

Greenville Daily Reflector/Rocky Mount Telegram

Nov. 15

<http://www.reflector.com/opinion/editorials/nc-editorial-fund-autopsies-3041905>

**TOP-NCGA****Insurers add 8 million Medicaid patients thanks to Obamacare and GOP**

Bruce Japsen

Forbes

November 15, 2015

<http://www.forbes.com/sites/brucejapsen/2015/11/15/obamacare-and-gop-governors-bring-8-million-medicaid-patients-to-private-insurers/>

**LOCAL****Authorities investigating after inmate found dead in cell**

AP/WRAL

November 16, 2015

<http://www.wral.com/authorities-investigating-after-inmate-found-dead-in-cell/15112298/>

**No easy options in custody case involving possible deportation of children (mentions local DSS)**

Bertrand M. Gutierrez & Michael Hewlett

Winston-Salem Journal

November 15, 2015

[http://www.journalnow.com/news/local/no-easy-options-in-custody-case-involving-possible-deportation-of/article\\_03a731ba-6896-5e35-b6ca-b96dffd3c5e4.html](http://www.journalnow.com/news/local/no-easy-options-in-custody-case-involving-possible-deportation-of/article_03a731ba-6896-5e35-b6ca-b96dffd3c5e4.html)

### **Coordinated services help people reach beyond disability**

Taylor Sisk

NC Health News

November 16, 2015

<http://www.northcarolinahealthnews.org/2015/11/16/reaching-beyond-disability-within-our-communities/>

### **'Silver tsunami' of retirees set to change Asheville (mentions Medicaid and medical care)**

Caitlin Byrd

Asheville Citizen-Times

November 14, 2015

<http://www.citizen-times.com/story/news/local/2015/11/14/silver-tsunami-retirees-set-change-asheville/75107094/>

## **STATE**

### **Texas abortion case echoes NC efforts**

BY CRAIG JARVIS

News & Observer

Nov. 13, 2015

<http://www.newsobserver.com/news/politics-government/politics-columns-blogs/under-the-dome/article44789298.html>

## **NATIONAL**

### **Cantaloupes to cauliflower, pineapples to plaintains: FDA finalizes first federal safety rules for produce**

Brady Dennis

Washington Post

November 13, 2015

<https://www.washingtonpost.com/news/to-your-health/wp/2015/11/13/cantaloupes-to-cauliflower-pineapples-to-plantains-fda-finalizes-first-federal-safety-rules-for-produce/>

### **Many say high deductibles make their health law insurance all but useless**

Robert Pear

New York Times

November 14, 2015

[http://www.nytimes.com/2015/11/15/us/politics/many-say-high-deductibles-make-their-health-law-insurance-all-but-useless.html?\\_r=0](http://www.nytimes.com/2015/11/15/us/politics/many-say-high-deductibles-make-their-health-law-insurance-all-but-useless.html?_r=0)

### **APNewsBreak: Medicare spending \$9B on hepatitis C drugs**

Ricardo Alonso-Zaldivar

AP

November 13, 2015

<http://www.wsocvt.com/ap/ap/top-news/apnewsbreak-medicare-spending-9b-on-hepatitis-c-dr/npMhd/>

### **Rare TB case shows difficulty diagnosing, treating children**

Lauran Neergaard

WNCN Raleigh/AP

Nov. 15

<http://wncn.com/ap/rare-tb-case-shows-difficulty-diagnosing-treating-children-2/>

## **OPINION**

### **Remembering men who found justice for others (local Medical Examiner)**

Carole Moore

Jacksonville Daily News

November 15, 2015

<http://www.jdnews.com/article/20151115/OPINION/151119369/0/SEARCH>

**Government Gets Poor Data**

By John Hood

Carolina Journal Online

Nov. 16, 2015

[http://www.carolinajournal.com/daily\\_journal/index.html](http://www.carolinajournal.com/daily_journal/index.html)

**Guest columnist: Lessons from a challenging day at Mission**

Rep. Brian Turner

Asheville Citizen-Times

November 13, 2015

<http://www.citizen-times.com/story/opinion/contributors/2015/11/13/guest-columnist-lessons-challenging-day-mission/75701894/>

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DHSR.ManagementTeam mailing list

[DHSR.ManagementTeam@lists.ncmail.net](mailto:DHSR.ManagementTeam@lists.ncmail.net)

**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#); [Craddock, Amy D](#)  
**Cc:** [Dickson, Tom E](#); [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** Hospital with Nursing Home Supplement  
**Date:** Monday, November 16, 2015 12:19:00 PM  
**Attachments:** [Hospital w\\_NHLsupp 2016 LRAs Merge.pdf](#)  
[image001.png](#)

---

As promised, the Hospital with Nursing Home supplements. Please take one final look and if all is good I will plan to print this hopefully this week.

**Thanks,**

**Jodi Stanford**

Technology Support Analyst  
Division of Health Service Regulation, Information Systems  
North Carolina Department of Health and Human Services

919-855-3997 office  
919-855-3845 IS main number  
919-733-8139 fax  
[Jodi.Stanford@dhhs.nc.gov](mailto:Jodi.Stanford@dhhs.nc.gov)

809 Ruggles Drive  
2701 Mail Service Center  
Raleigh, NC 27699-2701



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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees  
**Date:** Friday, November 13, 2015 6:55:14 AM  
**Attachments:** [image001.png](#)

---

Thank you

---

**From:** Ethridge, Lynn  
**Sent:** Friday, November 13, 2015 6:53:24 AM  
**To:** Conley, Azzie  
**Subject:** RE: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Sheila can peer...but supervisor should handle supervisory review and validate accuracy and completeness of findings.

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



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---

**From:** Conley, Azzie  
**Sent:** Friday, November 13, 2015 6:50 AM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>  
**Subject:** Re: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Thank you.

Should Sheila be reviewing findings and surveyor notes or is this a supervisor's responsibility to validate accuracy and completeness of findings?

---

**From:** Ethridge, Lynn

**Sent:** Friday, November 13, 2015 6:40:09 AM

**To:** Conley, Azzie

**Subject:** RE: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Will do. I was wrong about Wake doing CT scan....only transvaginal ultrasound prior to hysterectomy. Diagnosed bicornuate uterus with ultrasound at Wake. CT done after hysterectomy related to hematoma development.

Happy Friday!

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603

Phone: 919-218-9458

[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



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---

**From:** Conley, Azzie

**Sent:** Friday, November 13, 2015 5:18 AM

**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>

**Subject:** Fw: Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Please handle. Thank you

I have MCC at 9 today. Happy Friday!

---

**From:** Marie Goodwin <[mgoodwin19603@gmail.com](mailto:mgoodwin19603@gmail.com)>

**Sent:** Thursday, November 12, 2015 3:26:05 PM

**To:** Conley, Azzie

**Subject:** Allowing Med Techs or Medication Assistants to help with Hospital Vaccination clinic of Employees

Hello,

I am the Educator at an Acute Care Facility in NC. Our Infection Preventionist is not a RN but manages the documentation and requirements of our facility for new employees and current employees and their immunization requirements. Our question is, if we send her to Medication Tech or Medication Assistant class can we then allow her to administer IM/SQ and intradermal vaccines to current and new employees under the direction of an RN?

Thank you for your assistance.

Marie Goodwin, BSN RN  
Educator  
Person Memorial Hospital  
Roxboro, NC

---

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Hallmark Letter  
**Date:** Thursday, November 12, 2015 7:54:53 PM  
**Attachments:** [HALLMARK LETTER NOV 2015.RTF](#)  
[image001.png](#)

---

Azzie, is this letter ok? If ok, do I send a letter to the Medical Board or call them? Gray is coming to the office in the morning and I'm hoping to send this packet by him. Thanks!!

Lynn T. Ethridge, RN, BSN  
Nurse Consultant Lead

North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation

1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)



 Nothing Compares

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North Carolina Public Records Law and may be disclosed to third parties.*

**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Subject:** FW: Duke University Medical Center: Quick Question  
**Date:** Tuesday, November 10, 2015 5:16:00 PM  
**Attachments:** [image002.png](#)

---

Will you please respond? Thank you

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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---

**From:** Edgerton, Laurie  
**Sent:** Monday, October 26, 2015 8:49 AM  
**To:** Conley, Azzie  
**Subject:** FW: Duke University Medical Center: Quick Question

Good Morning,

I need to contact the person at Duke who fills out the LRA and ask a few questions about their abortion numbers. I'm following up with you because you are the person who is most likely to know who that person is.

Nobody I've contacted at Duke seems to know.

Thank you for any help you can provide.

Laurie

---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 1:21 PM  
**To:** Conley, Azzie  
**Subject:** RE: Duke University Medical Center: Quick Question

Thank you for getting back to me so quickly!

I don't have access to Duke's LRA, so I can't refer to it. Even my contact at Duke has no clue about who filled out Duke's LRA or where it can be found.

If you have a copy of Duke's LRA, please send me the name of the person who signed that document.

Thank you so much!

Laurie

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 1:14 PM  
**To:** Edgerton, Laurie  
**Subject:** RE: Duke University Medical Center: Quick Question

It is reported on your annual LRA.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Edgerton, Laurie  
**Sent:** Tuesday, October 13, 2015 12:48 PM  
**To:** Conley, Azzie  
**Subject:** Duke University Medical Center: Quick Question

Hello Ms. Conley,

I hope you are doing well.

I was wondering, who gives you the abortion services count from Duke University Medical Center? My contact has no idea who that might be. If you have a name and phone number, I would love for you to send them to me.

Thank you so much!

**Laurie L. Edgerton**

N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Stancil, Gaye S](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Abortion Clinics

---

-----  
From: Conley, Azzie  
Sent: Friday, November 06, 2015 2:01 PM  
To: Stancil, Gaye S  
Cc: Johnson, Linda; Conley, Azzie  
Subject: abortion clinics

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

Azzie Y. Conley, RN

Division of Health Service Regulation

Acute & Home Care Licensure & Certification Section

North Carolina Department of Health and Human Services

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov) <<mailto:Azzie.Conley@dhhs.nc.gov>>

<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive

Raleigh, NC 27603

2712 Mail Service Center

Raleigh, NC 27699-2712

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**From:** [Jones, Starlene](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Infection Control Tool  
**Date:** Tuesday, November 10, 2015 9:17:04 AM  
**Attachments:** [Survey-and-Cert-Letter-15-12-Attachment-1.pdf](#)  
[image002.png](#)

---

Azzie:

See the above attachment.

Starlene Jones, RN  
Nurse Consultant  
Division of Health Service Regulation, Acute and Home Care Licensure & Certification  
North Carolina Department of Health and Human Services

919-855-4620 office  
919-218-5681 mobile  
919-715-3073 fax  
[Starlene.jones@dhhs.nc.gov](mailto:Starlene.jones@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** [Jodi Robertson](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Re: Abortion clinic renewal application  
**Date:** Saturday, November 07, 2015 1:45:30 PM

---

Thank you!

On Sat, Nov 7, 2015 at 1:26 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:  
They are reminders.

---

**From:** Jodi Robertson <[womenshealth27704@gmail.com](mailto:womenshealth27704@gmail.com)>  
**Sent:** Saturday, November 7, 2015 10:57:25 AM  
**To:** Conley, Azzie  
**Subject:** Abortion clinic renewal application

Ms. Conley,

I have the renewal application and fee ready to send in but I am unsure what to do with the last 3 pages of the application. 1 page is the NC Abortion Statute and the other 2 are the front and back of the Induced Abortion Case Report; do I need to initial these and send them back?

I left you a phone message Friday afternoon, but thought email might be an easier to communicate.

Thank you for your help,

Jodi Robertson, Sole Director/President  
North Durham Women's Health, Inc.  
400-B Crutchfield St  
Durham, NC 2704

---

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**From:** [Conley, Azzie](#)  
**To:** [Stancil, Gaye S](#)  
**Cc:** [Johnson, Linda](#); [Conley, Azzie](#)  
**Subject:** abortion clinics  
**Date:** Friday, November 06, 2015 2:01:00 PM  
**Attachments:** [image001.png](#)

---

Gaye

Please schedule a time on Monday to meet with Linda Johnson to learn the process of scanning the 2015 reports of survey such that they can be posted. Thank you.

**Azzie Y. Conley, RN**  
Division of Health Service Regulation  
Acute & Home Care Licensure & Certification Section  
North Carolina Department of Health and Human Services

(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

1205 Umstead Drive  
Raleigh, NC 27603

2712 Mail Service Center  
Raleigh, NC 27699-2712



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**From:** [Horton, Rita](#)  
**To:** [Conley, Azzie](#); [Mccarty, Debbie](#); [Ethridge, Lynn](#)  
**Subject:** IJ intake - Abortion Clinic  
**Date:** Monday, November 02, 2015 3:11:34 PM

---

Please see NC00111857

Rita C. Horton  
N.C. Department of Health and Human Services  
Chief, Complaint Intake and Health Care Personnel Investigations Section – Division  
of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4500/1-800-624-3004  
Fax: 919-715-7724  
[Rita.C.Horton@dhhs.nc.gov](mailto:Rita.C.Horton@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Horton, Rita](#)  
**To:** [Pratt, Drexdal](#); [Christian, Patsy](#); [Quimet, Cheryl](#); [Conley, Azzie](#)  
**Subject:** news article - abortion clinic  
**Date:** Monday, November 02, 2015 2:27:36 PM

---

Good afternoon:

Our Complaint Intake staff are receiving calls about a news article on a website, Operation Rescue (<http://www.operationrescue.org/archives/one-hour-from-death-abortion-patient-warns-of-incompetence-squalor-at-north-carolina-abortion-mill/>). Most of the calls are not actually complaints and from people out of state. People are calling because they have read the article, and the article directs people to call our agency to demand an inspection.

I will be entering a complaint based on the information in the article.

Thank You,  
Rita C. Horton  
N.C. Department of Health and Human Services  
Chief, Complaint Intake and Health Care Personnel Investigations Section – Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4500/1-800-624-3004  
Fax: 919-715-7724  
[Rita.C.Horton@dhhs.nc.gov](mailto:Rita.C.Horton@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Lewis, Steven](#)  
**To:** [Ouimet, Cheryl](#); [Conley, Azzie](#); [Lamphere, Megan](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: updated slides for 2015 annual training  
**Date:** Monday, November 02, 2015 10:19:26 AM  
**Attachments:** [Annual Staff Training Presentation Construction changes for NOV 2015 meeting.ppt](#)

---

Construction changes to slide.

Steven C. Lewis  
Department of Health and Human Services  
Chief Construction Section – Division of Health Service Regulation  
1800 Umstead drive, Raleigh NC 27603  
(Phone) 919-855-3893  
(Fax) 919-733-6492  
[Steven.Lewis@dhhs.nc.gov](mailto:Steven.Lewis@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

---

**From:** Ouimet, Cheryl  
**Sent:** Thursday, October 22, 2015 8:29 AM  
**To:** Conley, Azzie; Lamphere, Megan; Lewis, Steven  
**Cc:** Christian, Patsy  
**Subject:** updated slides for 2015 annual training

Morning Folks

We are working diligently this week and next to finalize the ppt presentation for the staff training event. I am including updated slides for all the L&C Sections and Construction re: their progress on home-basing survey staff. Please update you slides and send them to me by Monday. I would include info with #'s of survey staff you would home base, including Raleigh staff, by the end of the year (if all your needed equipment came in by then). Please just use your slide from 2014 presentation, revise and send it back. Thanks!

Megan – slide 19

Azzie – slide 20

Steve – slide 21

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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**From:** [Craddock, Amy D](#)  
**To:** [Stanford, Jodi E](#); [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#); [Carraway, Shelley](#)  
**Subject:** Hospital LRA  
**Date:** Thursday, October 29, 2015 4:36:07 PM  
**Attachments:** [2016\\_Hospital\\_app\\_hldata\\_Ver 2 AC.doc](#)

---

Paige, Tom, and I have reviewed the LRA and made some edits. I've highlighted them in yellow on the document. I changed the update date from 8/2015 to 10/2015 in the footer. If that's not right, change it to whatever it should be. Unless we all three have missed something, everything is now correct.

Azzie, I deleted the "Bad Debt Expense" notation in the second column of the table on page 2 ("Annual Financial Assistance at Cost"). Based on our conversation this afternoon, that's what I understood was correct.

Please let me know if you have questions. I won't be in tomorrow, but I'll check my email.

Thanks.

---

Amy Craddock, PhD  
N.C. Department of Health and Human Services  
Planner, Healthcare Planning and Certificate of Need Section - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, N.C. 27603  
Phone: 919-855-3865  
Fax: 919-715-4413  
[amy.craddock@dhhs.nc.gov](mailto:amy.craddock@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Bennett, Paige](#); [Dickson, Tom E](#)  
**Subject:** RE: 2016\_Hospital app blank  
**Date:** Thursday, October 29, 2015 8:16:46 AM  
**Attachments:** [2016\\_Hospital app \[hldata\] Ver 2 .doc](#)

---

Here's the updated copy of the Hospital app. Please let me know if any changes are needed.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, October 28, 2015 1:15 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016\_Hospital app blank

Page two is a duplicate of page two in the MHH>

See changes on pages 7, 11, 13.

---

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**From:** [Ethridge, Lynn](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Agenda for Retreat  
**Date:** Wednesday, October 28, 2015 2:25:35 PM  
**Attachments:** [AGENDA for Retreat Nov 2015.docx](#)

---

Azzie, this is the draft agenda that Debbie, Ralph and I have discussed. Our plan is to talk on Friday to firm up plans for the week. I am flexible and can either survey or plan to be in the office for the staff meetings. If 4 people from the team are going to be in the field, perhaps it best to cancel our down week and plan to have an all day staff meeting at a later date to cover most of the items on the agenda. I will do whatever you think is best for the group. I have not talked with Debbie or Ralph since our earlier conversation today. I am just getting back to my office. Please advise. Thank you.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#); [DHSR.Certification.LTC](#)  
**Subject:** FW: News Clips: October 28, 2015  
**Date:** Wednesday, October 28, 2015 1:28:31 PM  
**Attachments:** [ATT00001.txt](#)

---

fyi

---

**From:** Pratt, Drexdal [mailto:drexdal.pratt@dhhs.nc.gov]  
**Sent:** Wednesday, October 28, 2015 1:23 PM  
**To:** DHHS.DHSR.Management.Team <dhsr.managementteam@lists.ncmail.net>  
**Subject:** Fwd: News Clips: October 28, 2015

Sent from my iPhone

Begin forwarded message:

**From:** "Lefebvre, Alexandra" <[Alexandra.Lefebvre@dhhs.nc.gov](mailto:Alexandra.Lefebvre@dhhs.nc.gov)>  
**Date:** October 28, 2015 at 9:59:40 AM EDT  
**Subject:** News Clips: October 28, 2015

**TOP**

**Insurance industry takes stance against constant threat of data breaches (mentions DHHS)**

Godon & Rees LLP

Lexology

October 26, 2015

<http://www.lexology.com/library/detail.aspx?g=d527289d-ada9-47b3-b48a-e90ba779b167>

**Fisher, Van Duyn ask: Is NC abortion info safe? (quotes DHHS)**

Mark Barrett

Asheville Citizen-Times

October 28, 2015

<http://www.citizen-times.com/story/news/2015/10/27/fisher-van-duyn-ask-nc-abortion-info-safe/74690582/>

**Viewpoint: Wos took on Herculean tasks at DHHS**

Kendra Gerlach

Oct. 27, 2015

Charlotte Observer

<http://www.charlotteobserver.com/opinion/op-ed/article41533869.html#storylink=cpy>

**TOP-NCGA**

**LOCAL**

**WorkSource West hosts community fair (mentions DVRS)**

Tammie Gercken

The News Herald

October 25, 2015

[http://www.morganton.com/community/worksource-west-hosts-resource-fair-to-raise-awareness/article\\_92445ebc-7b5b-11e5-bca2-d3ef9629a145.html](http://www.morganton.com/community/worksource-west-hosts-resource-fair-to-raise-awareness/article_92445ebc-7b5b-11e5-bca2-d3ef9629a145.html)

**Elizabeth City gets grant to build playground for disabled (mentions DHHS and Medicaid)**

Elisabeth Hulette

The Virginian-Pilot

October 26, 2015

<http://hamptonroads.com/2015/10/elizabeth-city-gets-grant-build-playground-disabled>

**Set your DVR: Hooked on Heroin special to impact programming Wed. night (mentions DHHS)**

WECT-6

October 26, 2015

<http://www.wect.com/story/30350153/set-your-dvr-hooked-on-heroin-special-to-impact-programming-wed-night>

**Belhaven votes to get hospital property back**

Alena Oakes

WNCT Greenville

Oct. 27

<http://wnct.com/2015/10/27/belhaven-votes-to-get-hospital-property-back/>

**Cone keeps top grade for hospital safety; Forsyth, Wake Forest Baptist remain at B**

Richard Craver

Greensboro News & Record/Winston-Salem Journal

Oct. 28

[http://www.greensboro.com/business/local\\_business/cone-keeps-top-grade-for-hospital-safety-forsyth-wake-forest/article\\_f5e44ab9-7fd7-5913-b3e4-728517ddf4ca.html](http://www.greensboro.com/business/local_business/cone-keeps-top-grade-for-hospital-safety-forsyth-wake-forest/article_f5e44ab9-7fd7-5913-b3e4-728517ddf4ca.html)

**'Are You OK?' Program Checks on Seniors who Live Alone**

Yoojin Cho

Time Warner Cable News

October 27, 2015

<http://www.twcnews.com/nc/charlotte/news/2015/10/27/are-you-ok-program-checks-on-seniors-who-live-alone.html>

**Deputies find stillborn baby in freezer at Wake County home (ME)**

News & Observer

Oct. 27, 2015

<http://www.newsobserver.com/news/local/counties/wake-county/article41587041.html#storylink=cpy>

**Autopsy: Girl, 12, fell farther than initially reported in zip line death**

BY CLEVE R. WOOTSON JR.

Charlotte Observer

Oct. 27, 2015

<http://www.charlotteobserver.com/news/local/article41573241.html#storylink=cpy>

**Blue Ridge HealthCare Foundation assists area patients**

The News Herald

October 27, 2015

[http://www.morganton.com/community/blue-ridge-healthcare-foundation-assists-area-patients/article\\_b683dc74-7c02-11e5-a3fc-ffadeb79c4d9.html](http://www.morganton.com/community/blue-ridge-healthcare-foundation-assists-area-patients/article_b683dc74-7c02-11e5-a3fc-ffadeb79c4d9.html)

**STATE**

**State prison leaders promise changes to mental health services**

Rose Hoban

NC Health News

October 28, 2015

<http://www.northcarolinahealthnews.org/2015/10/28/state-prison-leaders-promise-changes-to-mental-health-services/>

**Preventing youth suicide: what the latest data tell us and where we go from here**

Michelle Hughes

NC Policy Watch

October 28, 2015

<http://www.ncpolicywatch.com/2015/10/28/preventing-youth-suicide-what-the-latest-data-tell-us-and-where-we-go-from-here/>

**Medicaid expansion supporters plan 'die-in' at Capitol**

WECT 6

October 28, 2015

<http://www.wect.com/story/30369838/medicaid-expansion-supporters-plan-die-in-at-capitol>

**NATIONAL****Challenges abound for US kids who've had a parent in prison**

Winston-Salem Journal

Associated Press

October 27, 2015

[http://www.journalnow.com/news/nation\\_world\\_ap/challenges-abound-for-us-kids-who-ve-had-a-parent/article\\_69a6ef52-091a-5a1c-bdac-c2f9668fd595.html](http://www.journalnow.com/news/nation_world_ap/challenges-abound-for-us-kids-who-ve-had-a-parent/article_69a6ef52-091a-5a1c-bdac-c2f9668fd595.html)

**CMS Adopts Changes To Medicare & Medicaid EHR Policies**

Debra A McCurdy

ReedSmith

October 27, 2015

<http://www.mondaq.com/unitedstates/x/438736/Healthcare/CMS+Adopts+Changes+to+Medicare+Medicaid+EHR+Policies>

**Enrollment Guide: A few tips to help you shop for a new marketplace plan**

Mary Agnes Carey

Kaiser Health News

October 28, 2015

<http://khn.org/news/enrollment-guide-a-few-tips-to-help-you-shop-for-a-new-marketplace-plan/>

**Health law increases coverage rates for women not yet pregnant**

Lisa Gillespie

Kaiser Health News

October 27, 2015

<http://khn.org/news/health-law-increases-coverage-rates-for-women-not-yet-pregnant/>

**Death rates, declining for decades, have flattened, study finds**

Sabrina Tavernise

New York Times

October 27, 2015

<http://www.nytimes.com/2015/10/28/health/death-rates-declining-for-decades-have-flattened-study-finds.html?ref=health>

**Government Study Suggests Autism Overdiagnosed**

Michelle Diamant

Disability Scoop

October 27, 2015

<http://www.disabilityscoop.com/2015/10/27/government-study-autism/20907/>

**Drug prices top Americans' list of health care concerns**

AP; News & Observer

Oct. 28, 2015

<http://www.newsobserver.com/news/article41656551.html#storylink=cpy>

**OPINION****Health plans post big losses**

John Hood

Carolina Journal

Oct. 28

[http://www.carolinajournal.com/daily\\_journal/index.html](http://www.carolinajournal.com/daily_journal/index.html)

**Billionaire to staff: Learn to write or I'll rip up your memo**

BY SARAH GRANT

Bloomberg News

Oct. 27, 2015

<http://www.charlotteobserver.com/news/business/article41595621.html#storylink=cpy>

---

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**From:** [Pettiford, Belinda](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: CON  
**Date:** Tuesday, October 27, 2015 2:56:48 PM

---

The delay was on my end so definitely understand. We were trying to get a few questions but could not make a final decision within the timeframe.

Thanks for the opportunity. Sure I'll be in touch with you later about some potential next steps.

Take Care!

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 22, 2015 11:45 AM  
**To:** Pettiford, Belinda  
**Subject:** RE: CON

Hi Belinda

I have not received the additional information. We will not be able to amend the application for 2016. Sorry.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pettiford, Belinda  
**Sent:** Tuesday, October 13, 2015 4:47 PM  
**To:** Conley, Azzie

**Subject:** RE: CON

Thanks Azzie! Appreciate you time today. ☺

Belinda Pettiford, MPH  
N.C. Department of Health and Human Services  
Branch Head, Women's Health Branch - Division of Public Health  
5601 Six Forks Road Raleigh, NC 27609  
1929 Mail Service Center Raleigh, NC 27699-1929  
Office: 919-707-5699  
Fax: 919-870-4827  
[Belinda.pettiford@dhhs.nc.gov](mailto:Belinda.pettiford@dhhs.nc.gov)  
<http://publichealth.nc.gov/>

---

**From:** Conley, Azzie  
**Sent:** Tuesday, October 13, 2015 3:51 PM  
**To:** Pettiford, Belinda  
**Subject:** CON

## **SECTION .1400 – CRITERIA AND STANDARDS FOR NEONATAL SERVICES**

### **10A NCAC 14C .1401 DEFINITIONS**

The definitions in this Rule shall apply to all rules in this Section:

- (1) "Approved neonatal service" means a neonatal service that was not operational prior to the beginning of the review period.
- (2) "Existing neonatal service" means a neonatal service in operation prior to the beginning of the review period.
- (3) "High-risk obstetric patients" means those patients requiring specialized services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery. The services are characterized by specialized facilities and staff for the intensive care and management of high-risk maternal and fetal patients before, during, and after delivery.
- (4) "Level I neonatal services" means services provided by an acute care hospital to full term and pre-term neonates that are stable, without complications, and may include neonates that are small for gestational age or large for gestational age.
- (5) "Level II neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates and infants that are stable without complications but require special care and frequent feedings; infants of any weight who no longer require Level III or Level IV neonatal services, but still require more nursing hours than normal infants; and infants who require close observation in a licensed acute care bed.
- (6) "Level III neonatal service" means services provided by an acute care hospital in a licensed acute care bed to neonates or infants that are high-risk, small (approximately 32 and less than 36 completed weeks of gestational age) but otherwise healthy, or sick with a moderate degree of illness that are admitted from within the hospital or transferred from another facility requiring intermediate care services for sick infants, but not intensive care. Level III neonates or infants require less constant nursing care than Level IV services, but care does not exclude respiratory support.
- (7) "Level IV neonatal service" means neonatal intensive care services provided by an acute care hospital in a licensed acute care bed to high-risk medically unstable or critically ill neonates (approximately under 32 weeks of gestational age) or infants requiring constant nursing care or supervision not limited to continuous cardiopulmonary or respiratory support, complicated surgical procedures, or other intensive supportive interventions.
- (8) "Neonatal bed" means a licensed acute care bed used to provide Level II, III or IV neonatal services.
- (9) "Neonatal intensive care services" shall have the same meaning as defined in G.S. 131E-

- 176(15b).
- (10) "Neonatal service area" means a geographic area defined by the applicant from which the patients to be admitted to the service will originate.
  - (11) "Neonatal services" means any of the Level I, Level II, Level III or Level IV services defined in this Rule.
  - (12) "Obstetric services" means any normal or high-risk services provided by an acute care hospital to the mother and fetus during pregnancy, labor, delivery and to the mother after delivery.
  - (13) "Perinatal services" means services provided during the period shortly before and after birth.

*History Note: Authority G.S. 131E-177(1); 131E-183;*  
*Temporary Adoption Eff. September 1, 1993 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;*  
*Eff. January 4, 1994;*  
*Amended Eff. November 1, 1996;*  
*Temporary Amendment Eff. March 15, 2002;*  
*Amended Eff. April 1, 2003.*

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [mvicario@ncha.org](mailto:mvicario@ncha.org)  
**Cc:** [Pfeiffer, Nadine](#)  
**Subject:** LRA  
**Date:** Tuesday, October 27, 2015 9:08:00 AM  
**Attachments:** [2016\\_Hospital\\_app blank .pdf](#)

---

Mike:

I have attached the 2016 LRA for use as you deem appropriate. Please note, page two has totally changed. Page two will request a copy of fair billing and charity care policies. We can no longer rely on the website for this information. The final will be forwarded to your attention asap. Will you please encourage everyone to return the completed application by the deadline. Thank you for your assistance.



**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Pfeiffer, Nadine](#)  
**Subject:** RE: MHH LRA APP\_2016 Ver 4  
**Date:** Tuesday, October 27, 2015 7:35:39 AM  
**Attachments:** [2016\\_Hospital app blank .doc](#)

---

Sorry, I was out yesterday. Here's a blank copy of the hospital LRA.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 26, 2015 8:52 AM  
**To:** Stanford, Jodi E  
**Cc:** Mclamb, Sandra; Conley, Azzie; Pfeiffer, Nadine  
**Subject:** MHH LRA APP\_2016 Ver 4

Jodi:

This is page two for the MHL and ASC LRAs. Please handle the formatting. Thank you.

The hospital LRA will be ready early Tuesday morning.

Could I get a generic hospital application with no hospital identifier? I need to send to the hospital association. Thank you

---

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**From:** [Conley, Azzie](#)  
**To:** [Ouimet, Cheryl](#)  
**Cc:** [Christian, Patsy](#); [Deporter, Cindy](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 1:12:00 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Updated slide(s) for the Acute and Home Care Section: #20 and #21.

**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014 (002).ppt  
**Date:** Monday, October 26, 2015 12:54:20 PM  
**Attachments:** [Annual Staff Training Presentation NOV 2014 \(002\).ppt](#)

---

Hey I made a couple of changes to slide 21, take a look. Anita did not have all the numbers right.

c

---

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Cc:** [Mccarty, Debbie](#)  
**Subject:** Annual Staff Training Presentation NOV 2014.ppt  
**Date:** Monday, October 26, 2015 11:40:00 AM  
**Attachments:** [Annual Staff Training Presentation NOV 2014.ppt](#)

---

Please review slides 21 and 22 or 20 and 21.

Debbie:

Please review same slides and advise.

Thank you.

**From:** [Azalea Y. Conley](#)  
**To:** [Conley, Azzie](#)  
**Subject:** 60054002 Chief Acute & Home Care L&C  
**Date:** Saturday, October 24, 2015 9:04:10 PM  
**Attachments:** [60054002 Chief Acute & Home Care L&C.docx](#)  
[ATT00001.htm](#)

---

**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#)  
**Subject:** PPT  
**Date:** Friday, October 23, 2015 8:18:01 AM  
**Attachments:** [Procedure Manual QI Report.ppt](#)

---

Hey all here is the QI PPT that we are presenting today and we will be implementing.  
Cindy

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

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**From:** [Johnson, Linda](#)  
**To:** [Jodie B. Long](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** Emailing: 10-01-02  
**Date:** Thursday, October 22, 2015 12:20:40 PM  
**Attachments:** [10-01-02.pdf](#)  
[06-12-03.pdf](#)  
[2-5-09.pdf](#)  
[4-8-04.pdf](#)  
[5-27-04.pdf](#)  
[5-30-08.pdf](#)

---

Good morning Jodie,

Didn't see a survey for 4/24/04, could there possibly be another date.

Your message is ready to be sent with the following file or link attachments:

10-01-02

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

---

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**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Pfeiffer, Nadine](#)  
**Subject:** 2016\_AS APP -Ver 2 amended 10222015  
**Date:** Thursday, October 22, 2015 11:19:00 AM  
**Attachments:** [2016\\_AS APP -Ver 2 amended 10222015.doc](#)

---

This is the amended ASC application. I have total missed up the format. Thank you.

The hospital application is in the final stages. I have not received information from DPH and will move forward. Thank you.

Nadine:

Please review page two.



**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Pfeiffer, Nadine](#); [Mclamb, Sandra](#)  
**Subject:** RE: Ambulatory Surgical Facility LRA  
**Date:** Tuesday, October 20, 2015 7:39:53 AM  
**Attachments:** [2016 AS APP -Ver 2.doc](#)

---

Azzie,

I've added page 2 with the table. Question since we added page 2 will we need to remove page 14 or just remove the line on the Charity information since it's on page 2 now.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Monday, October 19, 2015 3:46 PM  
**To:** Stanford, Jodi E  
**Cc:** Pfeiffer, Nadine  
**Subject:** RE: Ambulatory Surgical Facility LRA

Jodi:

Note changes for the ASC application.

See new page two  
No change to page 6

Will you please add a table to capture this information?

This should be the final changes for the ASC application. Thank you

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Stanford, Jodi E  
**Sent:** Wednesday, September 02, 2015 12:24 PM  
**To:** Conley, Azzie  
**Subject:** Ambulatory Surgical Facility LRA

Here are the changes we talked about in the meeting on August 18<sup>th</sup>. Please let me know if you need any more changes made to this.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

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**From:** [Conley, Azzie](#)  
**To:** [Deporter, Cindy](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 3:38:00 PM  
**Attachments:** [Procedure Manual.ppt](#)

---

Too many manuals to get the job done. Reminds me of the huge white binders we use to keep with the SOM.

I made minor change to slide 6, the list of programs. Love it!

*HAPPY BOSSES DAY!!!!!!!!!!!!!!!!!!!!!!*

**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** Procedure Manual.ppt  
**Date:** Friday, October 16, 2015 2:26:40 PM  
**Attachments:** [Procedure Manual.ppt](#)

---

This is update check it out

---

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**From:** [Fay, Kyle](#)  
**To:** [DHSR.Section.Chiefs](#)  
**Subject:** Workload Statistics - SFY14  
**Date:** Friday, October 09, 2015 2:57:02 PM  
**Attachments:** [DHSRWorkloadStats 2013-2014 Final.xls](#)

---

Per the discussion in the QI meeting this morning – here is the workload statistics report for SFY14. You may want to put on dark glasses before you try to read this report. Also – don't forget there is a second tab with OEMS information on it. Enjoy!

---

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**From:** [Conley, Azzie](#)  
**To:** [Overby, Vicky V](#); [nacole erwin-inkumsah](#); [Suggs, Demetress L](#); [Roberts, Annette C](#)  
**Subject:** Hospital Checklist Initial Licensure  
**Date:** Monday, October 05, 2015 3:25:00 PM  
**Attachments:** [Hospital Checklist Initial Licensure.doc](#)

---

Please find attached the initial survey checklist. Additional details will follow. Thank you

**From:** [Conley, Azzie](#)  
**To:** [Stanford, Jodi E](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** Re: 2016\_AB APP  
**Date:** Friday, October 02, 2015 9:45:32 PM

---

Sorry. There has been another change to the Women's Right to Know and I may have one final change. I was in the filed today and will follow up with DPH on Monday. Thank you!

ASC and hospital, we have to change the transparency pages and the abortion data page. I cote no changes for 2017 LRAs. Sorry.

---

**From:** Stanford, Jodi E  
**Sent:** Friday, October 2, 2015 9:59:11 AM  
**To:** Conley, Azzie  
**Cc:** Mclamb, Sandra; Cogswell, Betty  
**Subject:** RE: 2016\_AB APP

I've completed the change on page 3 and attaching a copy for your review. Did you want to move the NPI on this form?

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov.dhsr](http://www2.ncdhhs.gov.dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:28 PM  
**To:** Stanford, Jodi E  
**Cc:** Conley, Azzie  
**Subject:** 2016\_AB APP

Please see change on page 3. Thank you

---

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**From:** [Deporter, Cindy](#)  
**To:** [DHSR.AcuteHomeCare](#); [DHSR.Certification.LTC](#)  
**Subject:** FW: News Clips: October 2, 2015  
**Date:** Friday, October 02, 2015 10:50:26 AM

---

fyi

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Pratt, Drexdal  
**Sent:** Friday, October 02, 2015 9:59 AM  
**To:** DHSR.Management.Team <[DHSR.Management.Team@dhhs.nc.gov](mailto:DHSR.Management.Team@dhhs.nc.gov)>  
**Subject:** FW: News Clips: October 2, 2015

---

**From:** Lefebvre, Alexandra  
**Sent:** Friday, October 02, 2015 9:55 AM  
**Subject:** News Clips: October 2, 2015

**TOP**

**North Carolina reports first flu death of season**

AP – Multiple Outlets

October 1, 2015

<http://www.jdnews.com/article/20151001/NEWS/151009970>

**DHHS reports first flu-related death for 2015-16 season**

Richard Craver

Winston-Salem Journal

October 1, 2015

[http://www.journalnow.com/news/local/dhhs-reports-first-flu-related-death-for---season/article\\_4b8c0d11-a8df-597d-ac7c-c3f80c70e483.html](http://www.journalnow.com/news/local/dhhs-reports-first-flu-related-death-for---season/article_4b8c0d11-a8df-597d-ac7c-c3f80c70e483.html)

**First flu death of the season reported in Western NC**

Angelica Alvarez

WTVD

October 1, 2015

<http://abc11.com/health/first-flu-death-of-the-season-reported-in-western-nc/1011345/>

**Adult in western NC is state's first reported flu death of season**



Natalie McGugan

WRAL

October 1, 2015

<http://www.wral.com/adult-in-western-nc-is-state-s-first-reported-flu-death-of-season/14939920/>

#### **North Carolina sees first flu death**

Paige Rentz

Fayetteville Observer

October 1, 2015

[http://www.fayobserver.com/news/local/north-carolina-sees-first-flu-death/article\\_215f3ba3-1280-55b4-a308-3217708ca1c6.html](http://www.fayobserver.com/news/local/north-carolina-sees-first-flu-death/article_215f3ba3-1280-55b4-a308-3217708ca1c6.html)

#### **First flu death reported in western part of NC [quotes Dr. Megan Davies]**

WGHP Fox 8

October 1, 2015

<http://myfox8.com/2015/10/01/first-flu-death-reported-in-western-part-of-nc/>

#### **First flu death reported in NC this season (mentions Dr. Megan Davies)**

WXII 12

October 1, 2015

<http://www.wxii12.com/news/First-flu-death-reported-in-NC-this-season/35596238>

#### **NC reports 1<sup>st</sup> flu death of the 2015-16 season (DHHS mentioned)**

WNCN Raleigh

Oct. 1

<http://wncn.com/2015/10/01/nc-reports-1st-flu-death-of-the-2015-16-season/>

#### **NC DHHS Reports First Flu Death of the Season (quotes Dr. Davies)**

Kristy Steward

WLOS

October 1, 2015

<http://www.wlos.com/news/features/top-stories/stories/NC-DHHS-Reports-First-Flu-Death-of-the-Season-212902.shtml#.Vg587ysuym0>

#### **NC DHHS: Adult in western NC dies from flu, first flu death of season (quotes Dr. Davies)**

Staff Reports

WBTW

October 1, 2015

<http://www.wbtv.com/story/30162052/nc-dhhs-adult-in-western-nc-dies-from-flu-first-flu-death-of-season>

#### **TOP-NCGA**

#### **Nearly 50 new North Carolina laws take effect Thursday (mentions abortion waiting period and tanning beds)**

WXII 12

October 1, 2015

<http://www.wxii12.com/news/Nearly-50-new-North-Carolina-laws-take-effect-Thursday/35601262>

#### **End of session Health Care Wrap Up**

Rose Hoban

NC Health News

October 1, 2015

<http://www.northcarolinahealthnews.org/2015/10/01/end-of-session-health-care-wrap-up/>

#### **LOCAL**

**Wake County Issues Rabies Notice To Knightdale Residents**

Press release

October 1, 2015

<http://www.knightdalenc.gov/index.aspx?page=27&recordid=1172&returnURI=%2Findex.aspx>

**Rolesville plan helps elderly, disabled through storms**

WRAL

October 1, 2015

<http://www.wral.com/rolesville-plan-helps-elderly-disabled-through-storms/14941019/>

**Pastor: 'Everything under control' after Scarlet fever diagnosis at Charlotte daycare**

Mark Davenport

WBTV

October 1, 2015

<http://www.wbtv.com/story/30160605/pastor-everything-under-control-after-scarlet-fever-diagnosis-at-charlotte-daycare>

**Officials: Fox that bit three children tests positive for rabies**

Staff Reports

WBTV

October 1, 2015

<http://www.wbtv.com/story/30164260/officials-fox-that-bit-three-children-tests-positive-for-rabies>

**STATE****NATIONAL****Health insurers to receive a fraction of what they're owed under ACA program**

Amy Goldstein

Washington Post

October 1, 2015

[https://www.washingtonpost.com/national/health-science/health-insurers-to-receive-a-fraction-of-what-theyre-owed-under-aca-program/2015/10/01/648c429c-6886-11e5-9ef3-fde182507eac\\_story.html](https://www.washingtonpost.com/national/health-science/health-insurers-to-receive-a-fraction-of-what-theyre-owed-under-aca-program/2015/10/01/648c429c-6886-11e5-9ef3-fde182507eac_story.html)

**Requests for US unemployment benefits rose to 277,000 last week, but still close to lows**

Associated Press

October 1, 2015

[http://www.statesville.com/news/us/ap/requests-for-us-unemployment-benefits-rose-to-last-week-but/article\\_0e424e8c-070f-5255-afb5-b2055a8a051a.html](http://www.statesville.com/news/us/ap/requests-for-us-unemployment-benefits-rose-to-last-week-but/article_0e424e8c-070f-5255-afb5-b2055a8a051a.html)

**Managers of Georgia peanut plant get prison for salmonella**

By Associated Press

Greensboro News & Record

Oct. 1, 2015

[http://www.greensboro.com/news/north\\_carolina\\_ap/managers-of-georgia-peanut-plant-get-prison-for-salmonella/article\\_534ee0a1-3116-58f2-a11b-280173608880.html](http://www.greensboro.com/news/north_carolina_ap/managers-of-georgia-peanut-plant-get-prison-for-salmonella/article_534ee0a1-3116-58f2-a11b-280173608880.html)

**OPINION****Editorial: Fathers send strong message (discusses fatherlessness epidemic)**

Elizabeth Cook, Editor

Salisbury Post

October 1, 2015

<http://www.salisburypost.com/2015/10/01/editorial-fathers-send-strong-message/>

---

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**From:** [Stanford, Jodi E](#)  
**To:** [Conley, Azzie](#)  
**Cc:** [Mclamb, Sandra](#); [Cogswell, Betty](#)  
**Subject:** RE: 2016 AB\_Transmittal Memo  
**Date:** Friday, October 02, 2015 10:07:33 AM  
**Attachments:** [2016 AB\\_Transmittal Memo.doc](#)

---

Please see the revised memo attached.

Thanks, Jodi

Jodi Stanford  
N.C. Department of Health and Human Services  
TS Analyst-Division Of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
Office: 919-855-3997  
Information Systems Main Number: 919-855-3845  
Fax: 919-733-8139  
[jodi.stanford@dhhs.nc.gov](mailto:jodi.stanford@dhhs.nc.gov)  
[www2.ncdhhs.gov/dhsr](http://www2.ncdhhs.gov/dhsr)

---

**From:** Conley, Azzie  
**Sent:** Thursday, October 01, 2015 4:33 PM  
**To:** Stanford, Jodi E  
**Subject:** 2016 AB\_Transmittal Memo

See change to memo. We will include the rules. Thank you

---

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**From:** [Mccarty, Debbie](#)  
**To:** [Conley, Azzie](#); [Ethridge, Lynn](#); [Mills, Ralph](#)  
**Subject:** RE: Hot topics  
**Date:** Thursday, October 01, 2015 10:54:54 AM

---

Thanks Azzie!

Debbie McCarty, RN  
North Carolina Department of Health and Human Services  
Nurse Consultant Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-855-4620  
Fax: 919-715-3073  
[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 30, 2015 9:08 AM  
**To:** Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** FW: Hot topics

FYI

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr/>

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 30, 2015 8:57 AM  
**To:** Conley, Azzie  
**Subject:** FW: Hot topics

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation

1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:50 PM  
**To:** Pratt, Drexdal  
**Cc:** Christian, Patsy; Ouimet, Cheryl; Deporter, Cindy; Conley, Azzie  
**Subject:** Hot topics

Drexdal:

This is a list of hot topics under the Acute & Home Care L & C Section. This list seems to cover September 2015 - September 2016. Please let me know if you need more detail. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
  - [Legacy Medical Care Facility](#)
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)
- ~. Abortion: (collaborate with DPH, IT)
  - Implementation of amended rules
  - Annual surveys
  - Posting of surveys results on DHSR / DHHS website access
  - Collection of data (hospitals, ASC, ABCs)
  - Refine 2016 LRA to obtain more details on the disposal of products of conception
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the

growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing home providers

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Glendening, Erin](#)  
**To:** [Pfeiffer, Nadine](#); [DHSR.Web](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules for posting  
**Date:** Wednesday, September 30, 2015 4:06:11 PM

---

The rules have been posted on the website.

-- Erin

Erin R. Glendening  
N.C. Department of Health and Human Services  
Technology Support Analyst, Information Systems - Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3848  
[erin.glendening@dhhs.nc.gov](mailto:erin.glendening@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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---

**From:** Pfeiffer, Nadine  
**Sent:** Tuesday, September 29, 2015 3:44 PM  
**To:** DHSR.Web  
**Cc:** Conley, Azzie  
**Subject:** Rules for posting

Erin,  
These are the final abortion rules to be posted on the rules action page. Please move this page <http://www2.ncdhhs.gov/dhsr/rules/ab2014.html> down to the Rules Approved by the Rules Review Commission section of the Rules Action page and post these rules on the page you moved. These rules were approved by the RRC on 9/17/15 and are effective 10/1/15.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Vojtko, Dana](#); [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** RE: Rules to be entered into the Code  
**Date:** Tuesday, September 29, 2015 3:27:18 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0206.docx](#)

---

Hi Nadine,

Here are the corrections.

Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law N.C.G.S. Chapter 132 and may be disclosed to third parties.

---

**From:** Vojtko, Dana  
**Sent:** Tuesday, September 29, 2015 2:02 PM  
**To:** Pfeiffer, Nadine <nadine.pfeiffer@dhhs.nc.gov>; Bailey, Kelly D <kelly.bailey@oah.nc.gov>  
**Cc:** Conley, Azzie <azzie.conley@dhhs.nc.gov>  
**Subject:** RE: Rules to be entered into the Code

Nadine,

## **26 NCAC 02C .0109 CITATION TO AUTHORITIES**

(a) The agency shall cite authorities according to the most current edition of the rules of citation contained in "A Uniform System of Citation" except as listed in Paragraph (b) of this Rule. "A Uniform System of Citation" is hereby incorporated by reference and includes subsequent amendments and editions. A copy may be obtained from the Harvard Law Review Association, Gannett House, 1511 Massachusetts Ave., Cambridge, Massachusetts 02138 at a cost of sixteen dollars (\$16.00).

(b) The agency shall cite:

- (1) the General Statutes of North Carolina as "G.S. #";
- (2) the Session Laws of North Carolina as "S.L. 20xx-xxx, s. x";
- (3) an Executive Order issued by the Governor as "E.O. #, (Governor's name), (year)";
- (4) the North Carolina Administrative Code as "(Title #) NCAC (Chapter or Subchapter #) (.####)";  
and
- (5) the North Carolina Register as "(Vol. #) NCR (Issue #), (page #)".

*History Note:* Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;  
Temporary Adoption Eff. November 1, 1995;  
Eff. April 1, 1996;  
Amended Eff. December 1, 2002.

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the

correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

This change was made pursuant to (1) shown in above OAH rule. It would also be correct to state "Article 9A, G.S. 90."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in our history note to RRC. Which one is correct, or does it matter?

See (2) in the above OAH rule, there should be a space. Kelly will add a space to the citation in rule .0303.

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Kelly will make this correction.

Thank you for your review. Let me know if you have any questions.

Dana

**Dana Vojtko**

*Publications Coordinator*

*Office of Administrative Hearings*

*(919) 431-3075*

[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)

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---

**From:** Pfeiffer, Nadine

**Sent:** Tuesday, September 29, 2015 1:15 PM

**To:** Bailey, Kelly D <[kelly.bailey@oah.nc.gov](mailto:kelly.bailey@oah.nc.gov)>

**Cc:** Vojtko, Dana <[dana.vojtko@oah.nc.gov](mailto:dana.vojtko@oah.nc.gov)>; Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>

**Subject:** Rules to be entered into the Code

Hi Kelly,

I have reviewed the rules to be entered into the Code for 10A NCAC 14E and I found some things that I wanted to bring to your attention. I know some things you all automatically fix if it is a wording error for the Code (like substituting the word "Section" for "Subchapter") but I want to point some things out I found:

10A NCAC 14E .0101:

The last sentence in (10) is worded differently than what we submitted to RRC. Is what you have the correct wording for the Code? You have "Nursing Practice Act, G.S. 90, Article 9A." We had "Article 9A, Chapter 90 of the North Carolina General Statutes."

Is there supposed to be a space in the SL citation in the history note? We submitted "S.L. 2013-366, s.4(c)". There are several of your rules where it is "S.L. 2013-366, s. 4(c)" [.0101, .0111, .0302, .0305, .0306, .0307, .0308, .0309, and .0310] but for rule .0303, there is no space and it looks like what was in

our history note to RRC. Which one is correct, or does it matter?

10A NCAC 14E .0206

In the headings for the table in (1)(b)(vii), the words "Changes/Hour" need to be directly under the words "Minimum Air". As they are in your version, they are under the word "Area" and that is incorrect.

Everything else looks great!

Thank you!!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Bailey, Kelly D](#)  
**To:** [Pfeiffer, Nadine](#)  
**Cc:** [Conley, Azzie](#); [Vojtko, Dana](#)  
**Subject:** Rule to be Entered into the Code  
**Date:** Monday, September 28, 2015 3:06:05 PM  
**Attachments:** [10A NCAC 14E .0303.docx](#)  
[10A NCAC 14E .0304.docx](#)  
[10A NCAC 14E .0305.docx](#)  
[10A NCAC 14E .0306.docx](#)  
[10A NCAC 14E .0307.docx](#)  
[10A NCAC 14E .0308.docx](#)  
[10A NCAC 14E .0309.docx](#)  
[10A NCAC 14E .0310.docx](#)  
[10A NCAC 14E .0311.docx](#)  
[10A NCAC 14E .0313.docx](#)  
[10A NCAC 14E .0315.docx](#)  
[10A NCAC 14E .0101.docx](#)  
[10A NCAC 14E .0104.docx](#)  
[10A NCAC 14E .0109.docx](#)  
[10A NCAC 14E .0111.docx](#)  
[10A NCAC 14E .0201.docx](#)  
[10A NCAC 14E .0202.docx](#)  
[10A NCAC 14E .0206.docx](#)  
[10A NCAC 14E .0207.docx](#)  
[10A NCAC 14E .0302.docx](#)

---

Hi Nadine,

Attached are Rules **10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302 - .0311, .0313, and .0315,** to be entered into the NC Administrative Code.

Pursuant to 26 NCAC 02C .0114, the agency shall notify OAH of any error made in the attached draft within 5 business days of receipt of this email. If OAH receives written notification from the agency of any error made by OAH, OAH shall correct the error.

OAH does not post rules to the internet until the agency has responded or until 5 business days has expired.

Even though the OAH rule does not require agencies to respond if the final draft is OK, we will post your rules on the internet if we should hear from you before the 5<sup>th</sup> business day.

Please acknowledge receipt of this e-mail.

Thank you, and have a great week!

*Kelly Bailey  
Editorial Assistant  
Rules Division  
NC Office of Administrative Hearings  
(919) 431-3083*

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**From:** [Deporter, Cindy](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: Section hot topics  
**Date:** Monday, September 28, 2015 2:49:25 PM

---

I haven't hear have got to call patsy about a nh issue will let you know.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:49 PM  
**To:** Deporter, Cindy <cindy.deporter@dhhs.nc.gov>  
**Subject:** RE: Section hot topics

I will send and include you. PS: 48 hours before deadline!!!!!!!!!!!!!!  
Any word?

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Deporter, Cindy  
**Sent:** Monday, September 28, 2015 2:48 PM

**To:** Conley, Azzie  
**Subject:** RE: Section hot topics

These look good.

Cindy DePorter, MSSW  
Acting Assistant Section Chief  
Acute Home Care Section and  
Manager NH Licensure and Certification  
Division of Health Service Regulation  
Mailing Address:  
2712 Mail Service  
Raleigh, NC 27699-2712  
Physical Address:  
1205 Umstead Drive  
Raleigh, NC 27699  
O: 919 855 4557  
C: 919 937 7112  
[Cindy.Deporter@dhhs.nc.gov](mailto:Cindy.Deporter@dhhs.nc.gov)  
<http://www2.ncdhhs.gov/dhsr/>

---

**From:** Conley, Azzie  
**Sent:** Monday, September 28, 2015 2:28 PM  
**To:** Deporter, Cindy <[cindy.deporter@dhhs.nc.gov](mailto:cindy.deporter@dhhs.nc.gov)>  
**Subject:** Section hot topics

Cindy:

Please review. I would like to submit today.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified home care complaints
- ~. Federal workload (to include hospice IMPACT)
- ~. Ongoing implementation of Medicare certified HHA enforcement process

Acute Care Programs: (collaborate with CON, MFP, IT, DHSR Rules Coordinator)

- ~. Fair Billing & Transparency (hospitals, ambulatory surgery centers)
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Ambulatory Surgery Centers: (collaborate with CON, MFP)
  - Implementation of pilot program (oral surgery, dental, etc)

~. Abortion: (collaborate with DPH, IT)

Implementation of amended rules

Annual surveys

Posting of surveys results on DHSR / DHHS website access

Collection of data (hospitals, ASC, ABCs)

Refine 2016 LRA to obtain more details on the disposal of products of conception

~. ESRD

2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD training to meet the growing workload demands and refine the Section's regionalization program

Expansion of hemo-dialysis into nursing homes

CLIA:

~. Pathology rules

~. Federal Workload

~. Consultant staffing (related medical care, competitive salaries)

OTHER:

~ Collaborate with DPH on pediatric health care delivery in hospitals (? Pilot within hospital settings)

Please note, this was submitted 48 hours prior to the deadline!

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Edgerton, Laurie](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic  
**Date:** Friday, September 25, 2015 10:31:41 AM

---

Thank you so much!  
Have a great weekend,  
Laurie

---

**From:** Conley, Azzie  
**Sent:** Friday, September 25, 2015 10:14 AM  
**To:** Edgerton, Laurie  
**Cc:** Jones-vessey, Kathleen  
**Subject:** RE: A question from: A Woman's Choice Raleigh Clinic

Hi Llaurie

The numbers were reported in the 2015 LRA and signed off by Kelly Martin. Please refer the clinic to their renewal application.

Azzie Y Conley, RN  
N C Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Edgerton, Laurie  
**Sent:** Monday, September 21, 2015 2:11 PM  
**To:** Conley, Azzie  
**Cc:** Deporter, Cindy  
**Subject:** A question from: A Woman's Choice Raleigh Clinic

Hello Ms. Conley,  
I hope you are having a lovely day! I have 2 quick questions from A Woman's Choice Raleigh; I hope you can help. As you know, the staff at A Woman's Choice Raleigh (AWCR) are taking the abortion reporting discrepancy very seriously, and they are checking on this. Gloria at AWCR added their numbers from Oct 1, 2013 to Sept 30, 2014 she came up with 3471 total abortions. She would like to know who reported the 3960 number to DHSR, and/or what DHSR process produced that total? Can you help with these questions? Please let us know.

Facility Name	SCHS	Difference	DHSR	DHSR	DHSR
	Total		Surgical	Medical	Total
A Woman's Choice of Raleigh	3,193	767	1,992	1,968	3,960

**Thank You Very Much!**  
Laurie L. Edgerton  
N.C. Department of Health and Human Services  
Statistical Research Assistant  
State Center for Health Statistics  
Physical Address: 222 N. Dawson St.  
Mailing Address:  
1908 Mail Service Center  
Raleigh, NC 27699-1908  
Phone: 919-715-7224  
FAX: 919-715-6345  
Email: [laurie.edgerton@dhhs.nc.gov](mailto:laurie.edgerton@dhhs.nc.gov)  
Web: [www.schs.state.nc.us/SCHS/](http://www.schs.state.nc.us/SCHS/)

---

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**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#); [Mccarty, Debbie](#); [Mills, Ralph](#)  
**Subject:** Re: Hot topics  
**Date:** Tuesday, September 22, 2015 6:34:06 PM

---

I will finalize Thursday.

Thanks to each of you!

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:08:24 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: Hot topics

The list looks good to me. Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:22 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: Hot topics

I have to provide to Drexdal, etc. hot topics for 2016. Please review let me know if I need to add anything. I will tweak Thursday. This is due Monday!

I need to add:

Ambulatory Surgical Centers:  
Dentist / Oral surgeon Pilot

ESRD. I will include expansion of regulatory oversight in NF facilities

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:41:11 AM  
**To:** Deporter, Cindy  
**Cc:** Conley, Azzie  
**Subject:** Hot topics

Cindy:

This is draft #1 of hot topics. Please add, etc. I would like to compile a Section wide document and submit next week. This list seems to cover October 2015 - September 2016. Thank you.

Home Care:

- ~. Moratorium review in 2016
- ~. Timely investigations of non-certified complaints
- ~. Federal workload

Acute Care Programs:

- ~. Fair Billing & Transparency
  - Refine 2016 LRA for collection of data
  - Posting of data on DHSR and DHHS website without use of links
  - Federal workload
- ~. Abortion
  - Implementation of amended rules
  - Annual surveys
  - Collection of data
  - Refine 2016 LRA to obtain more details on the disposal of products of conception:
- ~. ESRD
  - 2015 - 2016: Request 2 - 3 additional NCCs attend CMS Basic ESRD train to meet the growing workload demands

CLIA:

- ~. Pathology rules
- ~. Federal Workload
- ~. Consultant staffing (medical, competitive salaries)

**From:** [Conley, Azzie](#)  
**To:** [Ethridge, Lynn](#)  
**Subject:** Re: no objections~  
**Date:** Tuesday, September 22, 2015 6:13:04 PM

---

**From:** Ethridge, Lynn  
**Sent:** Tuesday, September 22, 2015 6:09 PM  
**To:** Conley, Azzie  
**Subject:** Re: no objections~

Perfect. I will check it out.

Sent from my iPad

On Sep 22, 2015, at 6:05 PM, Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)> wrote:

Check under announcements on the DHSR home page.

---

**From:** Ethridge, Lynn  
**Sent:** Monday, September 21, 2015 10:09:10 PM  
**To:** Conley, Azzie; Mccarty, Debbie; Mills, Ralph  
**Subject:** RE: no objections~

Where do we get a copy? Thanks.

Lynn Ethridge, RN, BSN  
North Carolina Department of Health and Human Services  
Nurse Consultant Team Lead - Acute and Home Care Licensure and Certification  
Division of Health Service Regulation  
1205 Umstead Drive, Raleigh, NC 27603  
Phone: 919-218-9458  
[Lynn.ethridge@dhhs.nc.gov](mailto:Lynn.ethridge@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr/](http://www.ncdhhs.gov/dhsr/)

---

**From:** Conley, Azzie  
**Sent:** Monday, September 21, 2015 7:01 PM  
**To:** Ethridge, Lynn <[lynn.ethridge@dhhs.nc.gov](mailto:lynn.ethridge@dhhs.nc.gov)>; Mccarty, Debbie <[debbie.mccarty@dhhs.nc.gov](mailto:debbie.mccarty@dhhs.nc.gov)>; Mills, Ralph <[ralph.mills@dhhs.nc.gov](mailto:ralph.mills@dhhs.nc.gov)>  
**Subject:** Fw: no objections~

FYI. This is awesome! We need to provide copies to staff.

---

**From:** Pfeiffer, Nadine

**Sent:** Monday, September 21, 2015 1:07:27 PM

**To:** Conley, Azzie

**Subject:** no objections~

I heard from Amber at RRC.....there were no objection letters filed for the abortion rules!! They will become effective on October 1.

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Johnson, Linda](#)  
**Cc:** [Deporter, Cindy](#)  
**Subject:** ABC data legislation  
**Date:** Friday, September 18, 2015 12:26:00 PM

---

Linda:

I will be out of the office Monday through Wednesday. I have hospital files in my office that questions have been raised regarding abortion procedures and other items. I have referred a couple folk to you regarding the process to amend data in hospital files. Concerns go as far back as the 2009 LRA data (SMILE).

Lynn will be covering in my absence and available to assist as needed. Thank you.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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**From:** [Conley, Azzie](#)  
**To:** [Christian, Patsy](#)  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E  
**Date:** Wednesday, September 16, 2015 9:17:11 AM  
**Attachments:** [MemoRRCPermTechchg.doc](#)  
[10A NCAC 14E .0101.doc](#)  
[10A NCAC 14E .0104.doc](#)  
[10A NCAC 14E .0109.doc](#)  
[10A NCAC 14E .0111.doc](#)  
[10A NCAC 14E .0201.doc](#)  
[10A NCAC 14E .0202.doc](#)  
[10A NCAC 14E .0206.doc](#)  
[10A NCAC 14E .0207.doc](#)  
[10A NCAC 14E .0302.doc](#)  
[10A NCAC 14E .0303.doc](#)  
[10A NCAC 14E .0305.doc](#)  
[10A NCAC 14E .0306.doc](#)  
[10A NCAC 14E .0307.doc](#)  
[10A NCAC 14E .0308.doc](#)  
[10A NCAC 14E .0309.doc](#)  
[10A NCAC 14E .0310.doc](#)  
[10A NCAC 14E .0311.doc](#)  
[10A NCAC 14E .0313.doc](#)  
[10A NCAC 14E .0315.doc](#)

---

In the meeting yesterday, he indicated he had not received the rules. Apparently, he did not get the email on Monday. This is what I resent Steve on Tuesday. He acknowledged receipt at 4:18pm yesterday. I have left him a voice message and sent a text with all details. Thank you!

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie  
**Sent:** Tuesday, September 15, 2015 3:56 PM  
**To:** Lewis, Steven  
**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Please let me know if you need.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Conley, Azzie

**Sent:** Monday, September 14, 2015 9:21 AM

**To:** Lewis, Steven

**Subject:** FW: Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

Azzie Y. Conley, RN

N.C. Department of Health and Human Services

Acute & Home Care Licensure & Certification Section

Division of Health Service Regulation

1205 Umstead Drive

Raleigh, NC 27603

(Office) 919-855-4620

(Fax) 919-715-3073

[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)

<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine

**Sent:** Friday, September 11, 2015 9:30 AM

**To:** Rules, Oah

**Cc:** May, Amber Cronk; Pratt, Drexdal; Johnson, Joel L; Conley, Azzie

**Subject:** Submission of Permanent Rule Technical Changes - Abortion Rules 10A NCAC 14E

As stated in the attached memo to Ms. Amber May, we are submitting the technical changes as requested for rules 10A NCAC 14E .0101, .0104, .0109, .0111, .0201, .0202, .0206, .0207, .0302, .0303, .0305 - .0311, .0313 and .0315. Attached you will find the revised text of those rules for consideration at the RRC meeting to be held on September 17, 2015. We will be submitting the hard copies of these rules to your office.

If you have any questions, please do not hesitate to contact me.

Thank you!!

Nadine Pfeiffer

N.C. Department of Health and Human Services

Rules Review Manager, Division of Health Service Regulation

809 Ruggles Drive

Raleigh, NC 27603

(Office) 919-855-3750

(Fax) 919-733-2757

[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)

[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Conley, Azzie](#)  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E  
**Date:** Friday, September 11, 2015 8:39:11 AM

---

Thank you. Just as long as you are there (and with me on Sept. 17<sup>th</sup>) that is what is important!! Btw- Amber said they have a security plan in place in case of protesters, etc next week. I told her I plan on getting there early, like 8:30 to get a seat and parking spot. The RPC rules are the next thing on the agenda so that is great for me, I won't have to stay too long after your rules. I may just go right there from home since I live so close. No sense coming in the office to turn around and go right there.

---

**From:** Conley, Azzie  
**Sent:** Friday, September 11, 2015 8:30 AM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you. Also, I will be out of town for work September 20 – 23, 2015.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Pfeiffer, Nadine  
**Sent:** Friday, September 11, 2015 8:15 AM  
**To:** Conley, Azzie  
**Subject:** FW: technical changes for AB rules 10A NCAC 14E

Fyi- we are good to go!!!!!! I will submit the rules to OAH this morning and take them there either this afternoon if the RP rules are finished or first thing Monday on my way to the office.

Thank you for all of your help with this.

Next hurdle will be looking at Joel's response to the comments for RRC.

Nadine

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 7:24 PM  
**To:** Pfeiffer, Nadine  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Looks good! Thank you again for working with me on these.

If you wouldn't mind, please send the most recently changed rules to [OAH.rules@oah.nc.gov](mailto:OAH.rules@oah.nc.gov). I was going to go ahead and do it, but I'm afraid of not capturing all of the most recent changes and thought that you probably had a more organized way of doing it. Please copy me on that email.

Also, please get me the hard copies when you have the opportunity. I'm ok with you bringing them whenever you bring over your other set of Rules – no need for you to come over twice, and I will be out of the office tomorrow anyway.

Let me know if you need anything else from me – I will be out of the office tomorrow, but available by email.

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 5:29 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

---

**From:** May, Amber Cronk  
**Sent:** Thursday, September 10, 2015 3:12 PM  
**To:** Pfeiffer, Nadine  
**Cc:** Conley, Azzie  
**Subject:** RE: technical changes for AB rules 10A NCAC 14E

Thank you guys so much for getting these back to me! I have just a couple of minor things:

10A NCAC 14E .0109

- Please consider something like “pursuant to the applicable rules and statutes” after “unless previously suspended or revoked.” **Done**
- Is there a cross-reference you can provide for the approval process by the Division? It would be great if we could offer some sort of guidance as to how this will be completed.  
**Section makes sure application is filled out in entirety, fee is paid pursuant to statute.**

10A NCAC 14E .0111

- In (c), please consider adding a cross-reference to 10A NCAC 14E .0302 to make clear to whom “the person is charge” is referring **adding cross reference would add confusion to this rule. The CEO may be the person in charge or may designate someone else to be. The regulated providers understand this term of “person in charge”**

10A NCAC 14E .0305

- In (a)(9), please add a comma in between “representative” and “or facility” and in (b) in between “date” and “and time” for purposes of consistency. Done

Just so you know – as I was reading through your technically changed rules, I kept thinking “they (you guys) are so great!” You have no idea how much I appreciate your willingness to work with me on these. Thank you!! Azzie and Nadine

Let us know if there is anything else or if we are “good to go!”

Thank you!

Amber

---

**From:** Pfeiffer, Nadine  
**Sent:** Thursday, September 10, 2015 12:48 PM  
**To:** May, Amber Cronk <[amber.may@oah.nc.gov](mailto:amber.may@oah.nc.gov)>  
**Cc:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>  
**Subject:** technical changes for AB rules 10A NCAC 14E

Hi Amber,  
Here are the technical changes for the abortion rules. Please let me know if you have any further questions/concerns. We made no changes to rule .0109 and there were no technical changes requested for rule .0304 so I am not attaching them. I know this is not the naming convention OAH wishes of the files, however I use this for my tracking purposes of the various versions of the rule and where it is in the process. I do not want to rewrite over the versions of the rules. I will be happy to submit the final versions with the requested naming convention.

Also, to let you know, we will be meeting with the Assistant Legal Counsel to the Dept this afternoon to develop a response to the comments and submit to the Commission.

Enjoy!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Pfeiffer, Nadine](#)  
**To:** [May, Amber Cronk](#)  
**Cc:** [Conley, Azzie](#)  
**Subject:** replacement rule 10A NCAC 14E  
**Date:** Thursday, September 10, 2015 2:27:54 PM  
**Attachments:** [RRC 10A NCAC 14E .0111-3.doc](#)

---

Amber,

We found an error in one of the technical change rules I had sent you earlier for the abortion rules (10A NCAC 14E). Please replace this revised version (attached) for rule .0111 with the one sent earlier. To help you distinguish, this file name has a -3 in the name. We forgot to delete a second "authorized" in the rule.

Thank you!

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Conley, Azzie](#)  
**To:** [Pfeiffer, Nadine](#)  
**Subject:** TechChgReq AB Rules Response 9-15-3  
**Date:** Thursday, September 10, 2015 11:14:00 AM  
**Attachments:** [TechChgReq AB Rules Response 9-15-3.docx](#)

---

**From:** [Ouimet, Cheryl](#)  
**To:** [Conley, Azzie](#); [Pratt, Drexdal](#)  
**Cc:** [Christian, Patsy](#)  
**Subject:** RE: Abortion data  
**Date:** Wednesday, September 02, 2015 8:49:17 AM

---

Ok. Thanks

Cheryl Ouimet, MSW  
N.C. Department of Health and Human Services  
Chief Operating Officer – Division of Health Service Regulation  
809 Ruggles Drive, Raleigh, NC 27603  
(Phone) 919-855-3757  
(Fax) 919-733-2757  
[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)  
[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie  
**Sent:** Wednesday, September 02, 2015 8:47 AM  
**To:** Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>  
**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>  
**Subject:** RE: Abortion data

The meeting has been rescheduled to 9/8. Also, no clinic has disputed our number of procedures reported in the LRA. It looks like health stat forms are missing.

Azzie Y. Conley, RN  
N.C. Department of Health and Human Services  
Acute & Home Care Licensure & Certification Section  
Division of Health Service Regulation  
1205 Umstead Drive  
Raleigh, NC 27603  
(Office) 919-855-4620  
(Fax) 919-715-3073  
[Azzie.Conley@dhhs.nc.gov](mailto:Azzie.Conley@dhhs.nc.gov)  
<http://www.ncdhhs.gov/dhsr>

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---

**From:** Ouimet, Cheryl

**Sent:** Wednesday, September 02, 2015 8:20 AM

**To:** Conley, Azzie <[azzie.conley@dhhs.nc.gov](mailto:azzie.conley@dhhs.nc.gov)>; Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>

**Subject:** RE: Abortion data

Morning Azzie,

Drexdal and Patsy are both out of the office today. I have not been in the loop about this topic. Do you need someone to go? I am in Adams from 1:30-2:00 today meeting with MCO CEOs and then have a 3:00 interview. What is your preference or need?

Cheryl Ouimet, MSW

N.C. Department of Health and Human Services

Chief Operating Officer – Division of Health Service Regulation

809 Ruggles Drive, Raleigh, NC 27603

(Phone) 919-855-3757

(Fax) 919-733-2757

[Cheryl.Ouimet@dhhs.nc.gov](mailto:Cheryl.Ouimet@dhhs.nc.gov)

[www.ncdhhs.nc.gov/dhsr](http://www.ncdhhs.nc.gov/dhsr)

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---

**From:** Conley, Azzie

**Sent:** Wednesday, September 02, 2015 7:09 AM

**To:** Pratt, Drexdal <[drexdal.pratt@dhhs.nc.gov](mailto:drexdal.pratt@dhhs.nc.gov)>

**Cc:** Christian, Patsy <[patsy.christian@dhhs.nc.gov](mailto:patsy.christian@dhhs.nc.gov)>; Ouimet, Cheryl <[cheryl.ouimet@dhhs.nc.gov](mailto:cheryl.ouimet@dhhs.nc.gov)>

**Subject:** Abortion data

The meeting is today with Dr. Williams and others at 2:00pm in 116 Adams Building. Does anyone plan to attend? Thank you.

---

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**From:** [Pfeiffer, Nadine](#)  
**To:** [Dr. Randall Williams](#)  
**Cc:** [Pratt, Drexdal](#); [Conley, Azzie](#)  
**Subject:** Proposed Abortion Rules  
**Date:** Thursday, July 16, 2015 9:29:41 AM  
**Attachments:** [RRC 10A NCAC 14E .0101-1.doc](#)  
[RRC 10A NCAC 14E .0104.doc](#)  
[RRC 10A NCAC 14E .0109.doc](#)  
[RRC 10A NCAC 14E .0111-1.doc](#)  
[RRC 10A NCAC 14E .0201.doc](#)  
[RRC 10A NCAC 14E .0202.doc](#)  
[RRC 10A NCAC 14E .0206.doc](#)  
[RRC 10A NCAC 14E .0207.doc](#)  
[RRC 10A NCAC 14E .0302.doc](#)  
[Form0400PermRule 14E .0303.docx](#)  
[Form0400PermRule 14E .0304.docx](#)  
[Form0400PermRule 14E .0305.docx](#)  
[Form0400PermRule 14E .0306.docx](#)  
[Form0400PermRule 14E .0307.docx](#)  
[Form0400PermRule 14E .0308.docx](#)  
[Form0400PermRule 14E .0309.docx](#)  
[Form0400PermRule 14E .0310.docx](#)  
[Form0400PermRule 14E .0311.docx](#)  
[Form0400PermRule 14E .0313.docx](#)  
[Form0400PermRule 14E .0315.docx](#)

---

Dr. Williams,

Drexdal Pratt asked me to send you the proposed Abortion rules that we are intending to adopt and submit to the Rules Review Commission next week for their September 17<sup>th</sup> meeting. The proposed effective date of these rules is October 1, 2015. These rules were developed with a committee that consisted of certified abortion clinic representatives, physicians, professional licensing agencies, the public and DHSR staff. Following the public hearing and public comment period on these rules, we received 1400 comments on these rules. We have made some changes to the original text of the rules based on SL 2015-62 that addressed the negative comments, such as not allowing someone under 18 work in a clinic and requiring annual inspections of the clinics. If you would like to see a spreadsheet of the all the comments, I would be happy to send that to you.

If you have any questions or would like further information, please do not hesitate to contact me.

Thank you.

Nadine Pfeiffer  
N.C. Department of Health and Human Services  
Rules Review Manager, Division of Health Service Regulation  
809 Ruggles Drive  
Raleigh, NC 27603  
(Office) 919-855-3750  
(Fax) 919-733-2757  
[nadine.pfeiffer@dhhs.nc.gov](mailto:nadine.pfeiffer@dhhs.nc.gov)  
[www.ncdhhs.gov/dhsr](http://www.ncdhhs.gov/dhsr)

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**From:** [Christopher Brook](#)  
**To:** [Hogle, Paul](#)  
**Cc:** [Hausman, Phillip](#); [public.records](#)  
**Subject:** Re: Your Public Records Request- 14-45.1 Email Updates  
**Date:** Thursday, April 21, 2016 11:55:14 AM  
**Attachments:** [image003.png](#)  
[image002.png](#)

---

Paul,

Thanks for this confirmation. Please let me know if I can help further here.

Regards,  
Chris

On Thu, Apr 21, 2016 at 11:51 AM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

Thank you for your public records request. This email is to acknowledge the Department of Health and Human Services has received your request for emails:

...search per the terms of the December 4, 2015 request from that date [12/09/15] to the present date for the accounts subject to the first level of our first request (Brajer, Howell, Avery, Edgerton, Williams)? This would essentially be an update of the previous request and search conducted to make it current.

We are in the process of identifying what, if any, public records are responsive to your request, the location of those records, and assessing the resources required to fulfill your request. Please note that if there will be a charge associated with fulfilling your request, we will contact you prior to any charge being assessed. For additional information, the current cost schedule is available at [http://www.ncdhhs.gov/control/pub\\_rec\\_charge.pdf](http://www.ncdhhs.gov/control/pub_rec_charge.pdf).

I am copying my Public Records colleague Phil Hausman, as well as our service account on this email in the event you need immediate assistance and I am unavailable. Otherwise, please consider me your primary contact for this request.

Your request identification number is 2016-04-20-04. Please refer to this number when inquiring about the status of your request.

NC DHHS is committed to responding to your request as promptly as possible.

In the meantime, please do not hesitate to contact me if you have any questions, concerns, or you feel we may be able to help further tailor your search.

Again, thank you for your public records request to NC DHHS.

Warm regards,

**Paul Hogle, J.D.**

Legal Communications

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]

**Sent:** Wednesday, April 20, 2016 2:31 PM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1

Paul,

One further follow-up regarding our initial public record request dated December 4, 2015.

I know y'all are searching additional accounts (Conley, Milliken, Mittal) per the terms of the December 4, 2015 request at present.

Could you also search per the terms of the December 4, 2015 request from that date to the present date for the accounts subject to the first level of our first request (Brajer, Howell, Avery, Edgerton, Williams)? This would essentially be an update of the previous request and search conducted to make it current.

Thanks for your attention to this request and please let me know if you have any questions.

Regards,

Chris

On Thu, Apr 14, 2016 at 11:31 AM, Christopher Brook <[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)> wrote:

Paul,

Good talking to you just now. Thanks so much for your assistance here.

In regards to the drafts, thanks for the guidance on how to access those. We will proceed accordingly and let you know if we have any follow up questions on point.

In regards to individual email accounts, as we discussed, we would like to extend our request to include the following four individuals not previously included in the request: Dr. Isa Cherin, Women's and Children's Health Section of the Division of Public Health at DHHS; Azzie Conley, Section Chief for Acute Home Care and Licensure and Certification Section, N.C. Division of Health Service Regulation of DHHS; Emery Edwards Milliken, DHHS General Counsel; and Manjoo Mittal, State Center for Health Statistics, DHHS. The nature of our request and applicable search terms remain the same.

Thanks again and please let me know if you need further information from me on point.

Regards,

Chris

On Thu, Apr 14, 2016 at 10:25 AM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

Thank you for sharing your concerns. The drafts were included as attachments in the email exchanges provided. I'm happy to call and walk you through how to access them, but you should be able to double click the attachment (should appear in blue at top of email) and it will appear as a separate document. I am told that this process was done largely through email, and provided non-email docs identified as responsive on 12/17/15.

My notes indicate we spoke ~12/14/15 about limiting your search to the individuals enumerated in your initial request (rather than all DHHS accounts), and that you might subsequently expand or submit follow-up requests based on that production.

Those individual emails accounts belonged to:

(1) Rick Brajer, Secretary, DHHS; (2) Eleanor Howell, Director, State Center for Health Statistics; (3) Matt Avery, Supervisor, Vital Statistics; (4) Laurie L. Edgerton, Statistical Research Assistant, State Center for Health Statistics; (5) Randall Williams, Deputy Secretary of Health Services.

All those accounts were searched and you were provided with the resulting documents. You should have received 4 batches of emails (and their attachments) as .pdfs labeled Batch 1, Batch 2, Batch 3, and Batch 4 on 02/16/16. The remaining responsive public docs were supplied on 03/01/16 in a .pdf labelled Batch 5. Additionally, you should have received 4 .pdfs on 12/17/15.

Please let me know if you did not receive any of the .pdfs or you have any further questions or concerns. Please don't hesitate to call if that would be easier- I should be at my desk for most of the day.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]

**Sent:** Wednesday, April 13, 2016 4:47 PM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1

Paul,

We've reviewed the documents produced in response to our document request, and it appears to us that there may be documents that were not produced that are within the scope of the request.

· We did not receive any drafts of the revised Confidential Induced Abortion Case Report form (DHHS 1891 (Revised 11/2015)) that are in DHHS's custody. We reiterate our request that DHHS produce all drafts of that form that are in DHHS's custody, as well as all DHHS communications relating to the preparation, review, and use of that form.

· It is also not clear to us that DHHS's production in response to our original request included documents in the custody of, and/or communications involving, the following DHHS employees. Accordingly, we reiterate our request that DHHS produce all documents and communications responsive to our original request (including those identified in the preceding bullet point) in the custody of:

- o Dr. Isa Cherin, Women's and Children's Health Section of the Division of Public Health at DHHS;
- o Azzie Conley, Section Chief for Acute Home Care and Licensure and Certification Section, N.C. Division of Health Service Regulation of DHHS;
- o Emery Edwards Milliken, DHHS General Counsel;
- o Manjoo Mittal, State Center for Health Statistics, DHHS; and
- o Dr. Randall Williams, Deputy Secretary for Health Services at DHHS

Thank you for your attention to this matter and I look forward to your feedback.

Regards,  
Chris

On Tue, Mar 1, 2016 at 6:55 PM, Christopher Brook <[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)> wrote:

Paul,

Thank you for passing these along and for your prompt updates during the course of this process.

We look forward to reviewing and will let you know if we have any questions once we have done so.

Regards,

Chris

On Tue, Mar 1, 2016 at 1:40 PM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

I'm sorry this took longer than I hoped/anticipated. Attached please find the remainder of the documents responsive to your request attached.

Thank you for your public records request to NC DHHS. Please do not hesitate to call if you have any questions or concerns.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]

**Sent:** Tuesday, February 16, 2016 11:00 AM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1 - EMAIL 1 OF 4



Paul,

The sun has just now broken through so things seem to be heading in the right direction. I fared just fine, though I was happy to be able to get out of the house today. It doesn't take long to get a little cabin fever.

Thanks so much for passing along these documents.

Any thoughts on when the remaining documents being reviewed might be released?

Thanks again,

Chris

On Tue, Feb 16, 2016 at 10:46 AM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Good morning Chris,

I wasn't able to get far from my neighborhood yesterday, so my ability to work was pretty limited. Other than the minor inconveniences (and indignities associated with unsteadiness on ice), I fared well, thanks. Hope you did as well. Fingers crossed the weekend makes-up for it.

Attached please find some of the documents responsive to your request. There will be 3 subsequent emails immediately following this one. You should receive a total of four .pdfs.

More will be released as they're processed. Please let me know if you have any issues accessing the attachment.

As always, please don't hesitate to call/follow-up on the status of your request.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

2001 Mail Service Center

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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]

**Sent:** Monday, February 15, 2016 10:38 AM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Thanks for this update. I hope you are coming through this most recent rash of weather alright.

Regards,

Chris

On Mon, Feb 15, 2016 at 8:00 AM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

Given the weather, it looks like tomorrow is more realistic. We've done the majority of the review. If our tech issues are not worked out, I have a work around and will get them to you asap.

Warmest regards,

Paul

---

**From:** Christopher Brook <[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)>

**Sent:** Saturday, February 13, 2016 11:37 AM

**To:** Hogle, Paul

**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Thanks so much for this update. I hope you have a good weekend as well.

Regards,

Chris

On Fri, Feb 12, 2016 at 3:48 PM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

My pleasure, sir. We are having tech. difficulties with some files- it may be Monday before we send the first batch. I apologize for not being able to deliver them today.

If I don't speak to you beforehand, I hope you have a safe and happy weekend.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]

**Sent:** Thursday, February 11, 2016 4:14 PM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Thanks so much for this update. I greatly appreciate it.

Regards,

Chris

On Thu, Feb 11, 2016 at 3:54 PM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Mr. Brook,

We're expecting to send a batch to you tomorrow, and the remainder should not take too much time after that.

Thank you for following up. Please don't hesitate to continue to do so.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

2001 Mail Service Center

Raleigh, NC 27699-2001



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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]  
**Sent:** Wednesday, February 10, 2016 4:25 PM  
**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>  
**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Just wanted to touch base with you again here regarding your progress in reviewing our request.

Thanks so much for your attention to this matter.

Regards,

Chris

On Mon, Jan 25, 2016 at 3:47 PM, Christopher Brook <[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)> wrote:

Thanks so much for the update! Much obliged.

Regards,

Chris

On Mon, Jan 25, 2016 at 3:46 PM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

I'm pleased to hear it. We are continuing the review of your docs, with around 900 potentially responsive remaining.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

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2001 Mail Service Center

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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]

**Sent:** Monday, January 25, 2016 9:57 AM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Glad to hear it. We didn't lose power and I was able to get into work today without much trouble so, all things considered, I can't complain.

Regards,

Chris

On Mon, Jan 25, 2016 at 9:31 AM, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

My pleasure. We fared well, considering. I hope things went as smoothly in your neck of the woods.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

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**From:** Christopher Brook [mailto:[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)]  
**Sent:** Thursday, January 21, 2016 5:43 PM  
**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>  
**Cc:** Hausman, Phillip <[Phillip.Hausman@dhhs.nc.gov](mailto:Phillip.Hausman@dhhs.nc.gov)>  
**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Thanks so much for this update.

Best of luck with this weather,

Chris

On Thursday, January 21, 2016, Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

The emails are being reviewed as we speak, with ~1100 remaining.

Have a safe and happy weekend, if I don't hear from you beforehand.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919.855.4838](tel:919.855.4838) office

[919.733.7447](tel:919.733.7447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

101 Blair Drive, Adams Building

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**From:** Christopher Brook [<mailto:cbrook@acluofnc.org>]

**Sent:** Thursday, January 21, 2016 10:35 AM  
**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>  
**Cc:** Hausman, Phillip <[Phillip.Hausman@dhhs.nc.gov](mailto:Phillip.Hausman@dhhs.nc.gov)>  
**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

I just wanted to check in with you regarding the status of your review of items responsive to our public record request. Thanks, in advance, for your feedback.

Regards,

Chris

On Tue, Jan 12, 2016 at 2:31 PM, Christopher Brook  
<[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)> wrote:

Paul,

Thanks for this update.

I will touch base with you next week to see where things are at.

Regards,

Chris

On Tue, Jan 12, 2016 at 1:55 PM, Hogle, Paul  
<[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

The email search has been completed and returned ~2100 responsive items.  
The search did not return any responsive items in Sec. Brajer's account.

We have not yet begun the review for legally protected material, but I hope to begin that process this week.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

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**From:** Christopher Brook [<mailto:cbrook@acluofnc.org>]

**Sent:** Wednesday, January 06, 2016 5:12 PM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Cc:** Hausman, Phillip <[Phillip.Hausman@dhhs.nc.gov](mailto:Phillip.Hausman@dhhs.nc.gov)>  
**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Happy New Year! I hope your 2016 is off to a good start.

I wanted to touch base with you regarding the status of DHHS's response to our December 4th public record request.

Thank you for your attention to this matter. I look forward to your feedback.

Regards,

Chris

On Thu, Dec 17, 2015 at 9:14 AM, Christopher Brook  
<[cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)> wrote:

Paul,

Thanks for passing along these documents. I greatly appreciate it.

Happy holidays to you as well!

Chris

On Thu, Dec 17, 2015 at 9:04 AM, Hogle, Paul  
<[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Mr. Brook,

Please find a portion of the public documents pursuant to your public records request attached here. While we are still in the process of

gathering and identifying other responsive records, I wanted to send these along as promptly as possible.

Please don't hesitate to follow-up or otherwise contact me if you have any questions or concerns.

Warmest regards and Happy Holidays!,

**Paul Hogle, J.D.**

Legal Communications Specialist

Office of Communications, Public Records

North Carolina Department of Health and Human Services

[919 855 4838](tel:9198554838) office

[919 733 7447](tel:9197337447) fax

[paul.hogle@dhhs.nc.gov](mailto:paul.hogle@dhhs.nc.gov)

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**From:** Christopher Brook [<mailto:cbrook@acluofnc.org>]

**Sent:** Monday, December 14, 2015 4:30 PM

**To:** Hogle, Paul <[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)>

**Cc:** Hausman, Phillip <[Phillip.Hausman@dhhs.nc.gov](mailto:Phillip.Hausman@dhhs.nc.gov)>

**Subject:** Re: Your Public Records Request- 14-45.1 Documents

Paul,

Thanks so much for your assistance here.

Happy holidays!

Chris

On Mon, Dec 14, 2015 at 3:24 PM, Hogle, Paul

<[Paul.Hogle@dhhs.nc.gov](mailto:Paul.Hogle@dhhs.nc.gov)> wrote:

Hi Chris,

Absolutely! I've submitted the request to our IT folks, limiting, at least initially, to the individuals you identified.

Please feel free to follow-up any time.

Warmest regards,

**Paul Hogle, J.D.**

Legal Communications Specialist

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North Carolina Department of Health and Human Services

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[919 733 7447](tel:9197337447) fax

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[Message clipped]

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Christopher Brook

Legal Director

ACLU of North Carolina

P. O. Box 28004

Raleigh, NC 27611-8004

Phone: [\(919\) 834-3466](tel:(919)834-3466)

Fax: [\(866\) 511-1344](tel:(866)511-1344)

E-mail: [cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)

Website: [www.acluofnc.org](http://www.acluofnc.org)

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Christopher Brook  
Legal Director  
ACLU of North Carolina  
P. O. Box 28004  
Raleigh, NC 27611-8004  
Phone: (919) 834-3466  
Fax: (866) 511-1344  
E-mail: [cbrook@acluofnc.org](mailto:cbrook@acluofnc.org)  
Website: [www.acluofnc.org](http://www.acluofnc.org)

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